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Governor Elbert's Administration

Commission

Ulysses S. Grant

President of the United States of America

To all to whom these presents shall come Greeting:

Know Ye That reposing special trust and confidence in the Integrity, Diligence and Discretion of Samuel H. Elbert of Colorado, I have nominated and by and with the advice and consent of the Senate do appoint him to be Governor of the Territory of Colorado and do authorize and empower him to execute and fulfill the duties of that office according to law, and to have and to hold the said office with all the rights and emoluments thereunto legally appertaining unto him the said Samuel H. Elbert during the term of four years from the 17th day of April 1873 unless this Commission be sooner revoked by the President of the United States for the time being.

In testimony whereof I have caused these letters to be made Patent, and the Seal of the Department of the Interior to be hereunto affixed.

Given under my hand at the City of Washington the Twenty sixth day of March in the Year of our Lord One thousand eight hundred and seventy three, and of the Independence of the United States of America the ninety seventh.

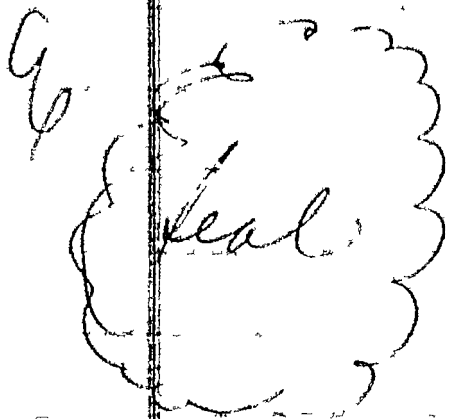
By the President

U. S. Grant

C. Relano

Secretary of the Interior.

Forwarded by
Post Office



Oath

I Samuel H. Elbert do solemnly swear that I have never voluntarily borne arms against the United States since I have been a citizen thereof; that I have voluntarily given no aid, countenance, counsel, or encouragement to persons engaged in armed hostility thereto; that I have neither sought nor attempted to exercise the functions of any office whatever under any authority or pretended authority in hostility to the United States; that I have not yielded a voluntary support to any pretended government, authority, power, or constitution within the United States, hostile or inimical thereto. And I do further swear that to the best of my knowledge and ability I will support and defend the Constitution of the United States against all enemies foreign and domestic, and that I will bear true faith and allegiance to the same; that I take this obligation freely without mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties of the office in which I am about to enter, so help me God.

Samuel H. Elbert

Sworn to and subscribed before me
this 5th day of April A D 1873.

Ebenezer F. Wells
Associate Justice
of the Supreme Court of Colorado

Denver Colorado
April 5th 1873

Sir

Your letter of the 28th ult. notifying me of my appointment as Governor of Colorado and inclosing my Commission, and oath of Office is received.

I hereby signify my acceptance of the same and return my Oath of Office duly subscribed and sworn to as requested.

Very Respectfully
 your obt servt
 S. H. Elbert

To the Honorable
 C. Delano
 Secy of the Interior

Executive Department
 Colorado Territory
 Denver May 7 1873

Col. C. W. Fisher

Asst Capt Kansas Pacific

Sir

I would be obliged to you if you would indicate the settlement on and near the line of the Kansas Pacific, within the limits of Colorado most exposed to attack from Indians and also the point at which troops could be stationed to the most advantage to afford them protection.

Very Respectfully
 your obt servt
 S. H. Elbert
 Governor of Colorado

Executive Department
Colorado Territory
Denver May 5 1873

To the Honorable
C. Delano Secretary of the Interior.

Sir

I beg leave to submit for your Consideration some facts touching the advisability of an effort to secure by treaty a portion of the "Hoto Reservation" embracing what is known as the "San Juan Mining Country".

The Reservation, as you know, extends from our Southern boundary, the 37th of latitude, North to the 40° 13 and from the 107° to the 109° of longitude embracing an area of about twenty four thousand square miles, or about one fourth of the entire Territory.

The vast, and unnecessary extent of this reservation for a tribe numbering only about three thousand Indians, is a matter for consideration in the decision of any proposition to reduce it.

There are seven bands of the Hotos; three, the Yampa, Grand River, and Huitahis, occupy the Northern portion of the Reservation, and are attached to the White River Agency; four, the Tabequache, Moache, Capato, & Hemenches nominally occupy the Southern portion; but the Tabequaches are the only Indians, I am informed, that remain there during the year. The other three bands stay mostly in New Mexico, and are only occasionally on the Reservation. Those of the Southern bands who remain on the Reservation make their homes chiefly on the Gunnison River, and its Southern tributaries North of the San Juan Mines. Here they find the best hunting grounds, and the best pasturage for their flocks. This part of the Reservation, embracing the Huerfano Park - Mr Adams, their Agent, informs me the Indians are very unwilling to cede, and

See General's Report

attributes the failure of negotiations last fall to the fact that a portion of this country was demanded. He informs me however that the extreme Southern portion of the Reservation, that is to say, the country lying between the 37° and 38° of latitude is a mountainous and broken region destitute of both game and grass; that consequently the Indians are seldom on it and regard it of but little value; for this reason he thinks that they would cede it on fair and reasonable terms. This region embraces the "San Juan Mines". They are situated about the sources of the Rio Grande del Norte, and Las Animas Rivers on the Southern Slope of the Mountain Range which forms a rocky barrier between them and the region mostly occupied by the Indians.

With these facts before me I am of the opinion that a rightly constituted Commission could negotiate a treaty for this Southern degree of the Reservation. This would in no wise effect the interests of the Indians unfavorably and would open to the industry, energy, and labor of our Citizens a mining region of great richness and extent. The chief difficulty I see in the way, is the unusual stipulation in the treaty of March 2^d 1869 to the effect that any subsequent treaty touching these lands shall be signed by three fourths of all the male adults of the several Bands. Still, while this may delay and complicate the negotiations I do not regard it as insurmountable.

All reports concur in representing the "San Juan Mines" as both rich and extensive.

The number of miners and prospectors that will probably be engaged in the mines during the coming Summer is variously estimated at One thousand, to fifteen hundred. As a rule they are good men and Citizens, with no desire to disturb or wrong the Indians. Much valuable work in the way of development has already been done; one or two mills are being erected

to reduce the ores, and preparations are being made to work the mines on an extensive scale.

The private Capital already invested in the mines is by no means inconsiderable, and the removal of the miners from the Country will result not only in arresting the development of a very rich mining Country but in much individual hardship and loss. Anything that will avoid this without detriment to the public's service, I am certain will recommend itself to your favor.

I should you conclude that the facts justify you in making another effort, looking to a treaty. I think the order requiring the removal of the miners from the Reservation could be revoked or extended without fear of collision between the miners and Indians. This opinion is based on the representations made to me, that during the last summer there were no Indians in or about the mines, and that there will probably be but few if any there during the coming summer.

In the success of a treaty such as I have suggested, our people are greatly interested and it is in this behalf that I have taken the liberty of addressing you upon a subject with which, under the law, I have no official concern.

I have the honor to be

With Great Respect
Your obt. servt.
S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver May 8th 1873

Genl M. R. Thomas

Adjt. Genl of Colorado
Sir

You will oblige me by reporting to me at your earliest convenience the present condition of the militia of the Territory, the number of Regiments and Companies organized their condition as to equipments, readiness for service, locality etc; also the supply of arms and munitions of war on hand.

Very Respectfully
Your Obedt Servt

A. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver May 8th 1873

To Brig Genl John Pope

Commanding Department of the Missouri
Sir

I beg leave to submit for your consideration some facts touching the Eastern frontier of our Territory, and its exposure to Indian incursions.

Our citizens, especially those living in our frontier settlements, are very apprehensive of a general Indian war, involving most, if not all the Indians of the Plains. From conversations with men who have been more or less connected with the Indians for years, I am of the opinion that their apprehensions are not entirely groundless.

Eldridge Geary, who has an Indian wife, and has lived in the country, mostly with the Indians, for over thirty years, is apprehensive and is preparing to remove his stock from the border. Mr Geary is the same man, who, in 1864, warned the Governor of our Territory, in advance of the

Coming Indian war. Mr. Marlette, an old French trapper, who sustains much the same relation to the Indians as Mr. Gray has already, I am informed, removed his stock to the interior settlements in anticipation of trouble.

An attack made within the last few days by Indians on the rancho of Mr. Duff, situated about forty miles South East from Cheyenne on Crow Creek, and the burning of his house and improvements, indicates that an attack along our entire frontier as in 1864 is a contingency that may occur any day.

The most exposed portion of our frontier is the line of settlements along the South Platte River from Evans to Julesburg. Green City, situated on the Platte about twenty five miles from Evans, forms the nucleus of these settlements and is a newly established colony of about fifty families. These settlements are within easy reach of the Indians either from North of the Platte or from their hunting grounds on the headwaters of the Republican.

Some troops stationed at or near Green City, or further East at the mouth of Bear Creek would afford protection for these settlements both up and down the Platte.

On the three forks of the Platte, on Kiowa Creek, and on Big Sandy - mostly on and South of the Kansas Pacific R.R., are numerous outlying settlements which are also greatly exposed to Indian incursions from their proximity to the Indian Country on the waters of the Republican. Troops stationed at some point on the Kansas Pacific R.R. - say River Bend - would serve to protect these settlements from attack as well as the settlements still further South.

I have suggested the mouth of Beaver Creek and River Bend as points from the fact that one of the regular crossings of the Platte used by the Indians is at the mouth of Beaver Creek, and their route then lies

up the valley of this Stream to its sources near River Bend on the Kansas Pacific railroad.

The settlers, at the points indicated are largely engaged in farming and stock raising and could not organize for self defense without an almost entire abandonment of their pursuits. A single incursion by the Indians would result in their entire destruction as well as the destruction of their property.

The settlements which I have indicated are those which suffered most during the Indian War in 1864-5 and in case of outbreak will without doubt be again the points of first attack.

I lay this matter before you at this early day in order to anticipate the movements of the Indians if any are contemplated, and I think that the timely disposition of a few troops at the points indicated, or at other points that might suggest themselves to your military experience as better, might be the means of preventing a war which the Indians would precipitate if they found us off our guard.

In behalf of our people who have suffered so much heretofore from Indian depredations, let me ask you, General, to give this matter your early attention with the assurance that I will be glad to co-operate with you in every way for their protection.

I have the honor to be

With Great Respect

Your obt. Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver May 9th 1873

To the Honorable
W. Belano, Secretary of the Interior.
Sir

I have the honor to inclose for your consideration, Copies of letters from Agent Adams to Hon J B Chaffee and myself respecting the proposed treaty for the "San Juan Mines."

I have the honor to be

Yours obt serv
J H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver May 12 1873

To Wilbur F. Stone Esq
Queblo C. T.
Sir

Your letter of the 10th inst inclosing Requisition of His Excellency the Governor of the State of Missouri for the arrest of John Gill and L. E. Gill, fugitives from justice is received.

Herin find enclosed our Warrant for the arrest of the parties, directed to the Sheriff of your County, and also our order directing him to deliver the said parties into the Custody of C. C. Dawson, the duly accredited agent of the State of Missouri designated for that purpose.

Very Respectfully
Yours obt serv
J H Elbert
Governor of Colorado

By L. C. Charles
Private Secy

Requisition from

Executive Department
Colorado, Territory
Denver May 14 1873

Capt D. J. Cook

Dear Sir

I should be pleased to have you meet Mr Dugal, Commander of the Grand Army of the Republic, Capt Smith of the Guards and myself at my office tomorrow at 2 o'clock P.M. to confer respecting the advisability of fixing a day for decorating the graves of our dead soldiers.

Yours Truly
S. H. Elbert

Executive Department
Colorado, Territory
Denver May 22nd 1873

Maj Gen John Pope

Com'g Dept of the Missouri
Sir

Your letter of the 18th inst is received. Allow me to thank you in behalf of our people for your prompt action in the matter of their protection against Indian depredations.

Our people are also much gratified at the suspension of the Order respecting the "San Juan Mines".

I have the honor to be
With Great Respect

Your obt Serv't

Saml H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver May 24 1873

Hon Moses Hallett

Chief Justice of the Supreme Court of Colorado Territory.
Sir

I am in receipt of certain papers asking for the Pardon of Charles Brown and Moses Fox convicted of the Crime of Manlaughter at the December term of the District Court for El Paso County A.D. 1872 and sentenced to the Penitentiary, the said Brown for the term of three years, and the said Fox for the term of two years.

As you were the presiding Judge in the trial of the case I desire to inquire if there are any facts, or circumstances, that make this a fit case for Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be

Yours obt servt
J H Elbert
Governor of Colorado

Executive Department
Colorado Territory

Denver May 24 1873

Hon James B Belford

Associate Justice of the Supreme Court of Colorado Territory
Sir

I am in receipt of certain papers asking for the Pardon of one James B Cole, convicted of the Crime of Larceny at the November term A.D. 1872 of the District Court for Jefferson County and sentenced for a term of eighteen months to the Penitentiary.

As you were the presiding Judge

at the trial of the case, I desire to inquire if there are any facts or circumstances that make this a fit case for the exercise of Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be

Your obt servant

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Penitentiary

Denver May 24th 1873

Hon. D. D. Belden

Denver Col. Ky.

Dear Sir,

I am in receipt of certain papers asking the Pardon of Charles Brown and Moses Cox, now under sentence &c to which your name - among others - appears.

I shall be glad to hear you or any of the other petitioners in their behalf at some early day that may suit your convenience. I am

Your obt servant

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Penitentiary

Denver May 24th 1873

Rev. B. J. Vincent

Denver Col. Ky.

Dear Sir

I am in receipt of papers asking the pardon of one Jerome B. Coates now under sentence &c to which your name, among others, appears.

I shall be glad to hear you, or any of the other petitioners in his behalf at some early day that may suit your convenience.

I am,

Your obt servant

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver May 29th 1873

Hon. D. D. Beldue

Denver Col. By

Sir

I have had under consideration the matter of the petition of yourself and others for the Pardon of Charles Brown and Moses Fox convicted of Manslaughter at the November term A.D. 1872 of the District Court in and for the County of El Paso and sentenced to imprisonment in the Penitentiary Brown for three and Fox for two years.

After a careful examination of the testimony I do not feel that there are any ~~facts or~~ circumstances connected with this case that would justify me in interfering with the due course of law.

On their own statement, they were guilty of Manslaughter at least, and while there were circumstances of provocation, the jury, in my judgment, not only considered them, but allowed them all in their verdict of Manslaughter.

I have the honor to be

Your obt. servt
J. H. Elbert

Governor of Colorado.

Executive Department
Colorado Territory
Denver June 4 1873

To J. S. Maddux, A. A. Smith

J. F. Butler and others

Gentlemen

Your petition recommending the appointment of Abel Cross for County Commissioner of Boulder County to fill the vacancy occasioned by the death of Thomas J. Hill is received. I take pleasure in

making the appointment at your solicitation
and have directed that a commission be
issued to Mr. Goss in accordance with law.
I have the honor to be

Your obt servant
S. H. Elbert
Governor &c.

Executive Department
Colorado Territory
Denver 1873

Genl M. R. Thomas

Adjt Genl Colorado T.

Issue to Genl Jessig
Surveyor Genl &c twelve guns out of such as
you have on hand, returnable at such time
as you may designate, with ammunition to
any amount you may deem necessary for
the use of his surveying party during their
journey.

Your obt servant
S. H. Elbert
Gov & Comdr in Chief

Executive Department
Colorado Territory
Denver June 16 1873

Hon. J. W. Henry

Dist Atty 3rd Judicial Dist Col T.

Sir

In view of the grave and
repeated charges which have been published res-
pecting the treatment of prisoners in the Penitentiary
at Canon City, Major Thompson and myself are
of the opinion that the matter should be investigated
on the part of the "Board of Territorial Commissioners."

Of course the investigation on the part of the Board
will necessarily be limited to an inquiry as to whether
the United States Marshal of the Territory has fully
and faithfully complied with the terms of his

Contract with the "Board of Commissioners" for the feeding, maintaining, guarding and clothing of prisoners who may be lodged or confined in the penitentiary, pursuant to the laws of the Territory; Beyond this we have no power in the premises.

If this meets your views as one of the Board, we desire to place the matter in your hands as the resident Commissioner near Canon City to take such steps and to make such inquiry as in your judgment may be deemed necessary to properly protect and guard the interests of the Territory in this behalf, and report the same to the Board at your Earliest Convenience.

We have the honor to be
your obt servants

Samuel H. Elbert
Governor of Colorado
James B. Thompson
Auditor of Colorado

Executive Department

Colorado Territory.

Denver June 16th 1873

To James B. Thompson Esqr

Denver Col. Terr

Sir

In view of the grave and repeated charges which have been published respecting the treatment of prisoners in the penitentiary at Canon City I am of the opinion that the matter should be investigated on the part of the Board of Territorial Commissioners.

Of course the investigation upon the part of the Board will necessarily be limited to an inquiry as to whether the United States Marshal of the Territory has fully and faithfully complied with the terms of his Contract with the Board of Commissioners.

for the feeding, maintaining, guarding, and clothing of prisoners who may be lodged or confined in the Penitentiary, pursuant to the laws of the Territory. Beyond this we have no power in the premises.

If this meets your views, as one of the Board, I desire to place the matter in your hands, to take such steps, and to make such inquiry as in your judgment may be deemed necessary to properly protect and guard the interests of the Territory in this behalf, and report the same to the Board at your earliest convenience.

Very Respectfully
your obt Servt
J H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver June 25 1893

Hon James B Belford
Judge 2nd Judicial District
Colorado Territory
Sir

Your recommendation
for Pardon of Margaret Wilson is received.
Enclosed find the paper asked for.

I have the honor to be

your obt Servt
J H Elbert
Governor re

By L C Charles
Secy.

Executive Department

Colorado Territory

Denver June 25 1873

to J. W. Neal Esqr and others
Spanish Peaks

Gentlemen

Your letter of the 19th

just is received.

I have instructed the Adjutant General to send you the necessary Muster Rolls for your Company, and to advise you as to the condition of our arms. I have also written to Colonel Alexander to afford your settlement all proper protection, which he will doubtless do.

I have the honor to be
 your obt servt
 S H Elbert.

Executive Department

Colorado Territory

Denver June 25 1873

Col Alexander

Camp Fort Garland

Sir

Enclosed I send you a communication from Citizens of Spanish Peaks. I desire to leave their proper protection in your hands, as you are at or near the ground and can best judge of what is necessary in the premises. I shall be glad to hear from you on the subject.

I have the honor to be

your obt servt
 S H Elbert.

Executive Department
Colorado Territory
Denver July 8th 1873

Charles Adams Esq

Brigadier Genl &c

Sir

I send herewith an order modifying in some degree the order heretofore issued by Adjutant Genl Thomas. The order is based on the proposition that the General Government will afford us all the protection that is necessary and that the militia of the Territory are to be used only in case of some sudden emergency that the government forces cannot reach.

While I desire to avoid a Territorial War debt as well as any hasty and imprudent action involving us in an Indian war still I do not wish in any degree to trammel the right of our settlers to defend themselves in case of sudden attack or incursion by the Indians, and in such an emergency you must exercise your best judgment as to the best course to pursue, until such time as you can communicate with me.

A Copy of this order has been transmitted to Col. Alexander, with the request that he take such steps as he may deem advisable for the proper and full protection of our frontier.

From all the facts I am not much apprehensive of trouble but think it best to be watchful and prepared for any emergency.

You can say to Ouray that I am using all my influence to have the matter speedily investigated and the guilty parties punished, and that I have no doubt but the General Government will do right in the premises.

Very Respectfully,
your obt servt
B. H. Elbert
Governor &c.

Executive Department
Colorado Territory
Denver July 8th 1873

Col. Alexander

Cand. Fort Garland Colorado T^y
Sir

The massacre of a number of
Ute Indians near Rawlins Springs, Wyoming
Territory is reported and obtains general credence.

From a conference which I had with Governor Campbell of Wyoming I am inclined to the belief that a number of Utes have been murdered. If so the peace of our Territory is endangered and the situation presents a contingency to be provided against. I do not apprehend anything further than attacks on isolated parties and occasional incursions on our own exposed frontier, and even this I hope to prevent through the influence of such of their Chiefs as are disposed to peace.

I desire to lay these facts before you and request that you take such steps as you may deem advisable, considering the new condition of affairs, looking to the protection of our frontier in the Southern portion of our Territory. You will see by the enclosed copy of an order issued to Genl. Adams that I desire to leave the matter entirely in the hands of the Federal troops, and avoid if possible the necessity of calling out the militia. In case of trouble, the general government will send forward all the troops necessary for our protection.

We shall not have use for the militia unless it be in case of some sudden outbreak in which case I will organize and call out what militia may be necessary for protection until regular troops can be sent forward by the general government.

While I am not much apprehensive of trouble, I deem it best to be watchful

and prepared, and I shall hope, Colonel
for your active cooperation in the preservation
of peace with the Indians, and the proper pro-
tection of our citizens."

I have the honor to be

your obt. servt

J. H. Elbert
Governor of Colorado

Copy of Telegram

Denver July 7th 1873

To

Hon. Columbus Delano

Secy of the Interior

Washington D.C.

I shall send tomorrow
a messenger to the White River Agency to ascertain
the facts about the reported Rawlins Springs
Massacre. Agent Thompson desires permission
to accompany him. I think he might do good
service if ordered to go.

J. H. Elbert

Governor C. & C.

Executive Department
Colorado Territory

Denver July 8th 1873

To W. M. Curtis Esq.

Special Messenger C.

Sir,

I desire you to proceed with
all convenient dispatch by the most practicable
route to the White River Agency Colorado and
ascertain the facts respecting the reported mass-
acre of Ute Indians at Rawlins Springs, Wyoming
Territory on or about the 28th ult.

On your arrival at the Agency you will
put yourself in communication with the Agent
there by showing him these your instructions.

and ascertain as far as possible all the facts in the case, as well as the disposition and probable action of the Indians respecting the same.

As soon as you have obtained all the information practicable, you will report with all convenient dispatch to these headquarters.

You will also convey to Agent Littlefield my request that he transmit to me in writing his own view of the facts in the case as well as the disposition and probable actions of the Indians.

On your way through the Middle Park you will notify such parties as may be stopping there of the possibility of attack from the Indians.

S. H. Elbert
Governor and Commander in Chief.

Executive Department
Colorado Territory
Denver July 10th 1873

Hon. W. M. Belknap
Secretary of War
Sir.

This Territory is in possession of several hundred unserviceable guns and other ordnance stores which I desire if possible to exchange for such as are serviceable.

There are also thirty thousand rounds of ammunition, mostly Spencer Carbine, which have been stored in the Armory since 1868 and which are nearly worthless.

Our frontier is exposed to Indian raids and it is very desirable to arm a number of militia companies in our more exposed settlements with a view to their defence.

The Territory is almost entirely destitute of serviceable arms, and munitions for this purpose, and in case of Indian troubles we would be comparatively defenceless. I hope that there may be some way by which

an exchange can be effected.

I have the honor to be

your obt servant

S. H. Elbert

Governor &c

Executive Department

Colorado Territory

Denver July 11th 1873

Horace M. Hale Esq

Central City Col. Dy

Sir

You are hereby appointed
Territorial Superintendent of Public Instruc-
tion for the unexpired term of M. C. Lothrop
Esq. resigned.

Please notify this office of your
acceptance of the same.

I have the honor to be

your obt servant

S. H. Elbert

Governor of Colorado

Executive Department

Colorado Territory

Denver July 11th 1873

M. C. Lothrop Esq

Denver Col. Dy

Sir

Your letter tendering
your resignation as Territorial Superintendent
of Public Instruction is received.

I regret that you have felt it necessary
to resign an office which you have so long
filled so acceptably to our people.

I take pleasure in expressing to you my
high appreciation of your services in the organization
of our public schools, and your fidelity and efficiency
as a public officer.

I have the honor to be

your obt servant

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver July 15th 1873

To William Barber Esq
Golden Col Dy
Sir

You present a case in which the Executive has no official Authority to act.

Our Statute provide a remedy against a public officer, refusing or neglecting to perform his official duty, and under it you must seek redress.

Very Respectfully
Yours obt Servt
J H Elbert
Governor

By L. O. Charles
Private Secy.

Executive Department
Colorado Territory
Denver July 15th 1873

To the Honorable
C. Delano Secy of the Interior
Sir

I have the honor to acknowledge the receipt of your letter of the 9th inst with inclosure.

I am happy to state that information from Agent Littlefield, and other sources establishes the fact that the Indians involved in the Rawlins Springs affair, were Cheyennes and not Utes. This enables us to dismiss for the present any apprehensions of a war with the Utes. In the light of the reports first received, I was of the opinion that a heinous outrage had been committed on a tribe which had been exceptional in their good conduct, and immediately sent myself in communication with Gen Campbell

of Wyoming and urged on him the prompt arrest of the offenders by the local authorities.

I also at once put myself in communication with the Indians as far as possible, through their Agents and Councils them to peace as well as assured them that the General Government would take all the necessary steps to do justice in the premises. Orway, and other leading Chiefs connected with the Southern Agency held a Council and, while under the impression that an outrage had been committed on their tribe determined not to go to war but leave the matter of their wrong to the General Government. I take pleasure in reporting this as a most encouraging fact touching the Character of this tribe.

Precautionary measures were also quietly taken to guard our more exposed settlements against the contingency of sudden attack, which, it is unnecessary to detail but which I am confident would have met with your approval.

The messenger that I telegraphed you I should send to the White River Agency to ascertain the facts, was recalled upon receipt of the intelligence that the attack was on the Arapahoes instead of the Hutes.

I shall take pleasure in co-operating with you in your plans touching our Indian matters in any way that you may from time to time suggest.

I have the honor to be
Your Obedt Servt
J. H. Elliott
Governor of Colorado

Executive Department
Colorado Territory
Denver July 23 1873

Hon. C. C. Mills

Associate Justice of the Supreme Court of Colorado
Sir

I am in receipt of certain papers asking for the Pardon of Mrs. Mary Solander of Boulder now confined in the Penitentiary of Colorado by sentence of the District Court of the 2nd Judicial District rendered at the December term thereof A. D. 1872 for a period of three years on a Charge of "Manslaughter" — procuring an abortion upon one Frederick Baum and which causes her death.

As you were the presiding Judge at the trial of the Case, I desire to inquire if there are any facts or Circumstances that make this a fit case for the exercise of Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be
Yours off. servt
S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory

Denver July 23 1873

A. S. Carr Esq.

Dist. Attorney 2nd Judicial Dist. Col. T.

Sir

I am in receipt of certain papers asking for the Pardon of Mrs. Mary Solander now confined in the Penitentiary of Colorado by sentence of the District Court of the Second Judicial District rendered at the December term thereof A. D. 1872 for a period of three years on a charge of Manslaughter

As you were the prosecuting attorney at the trial of the Case, I desire to inquire if there are any facts or circumstances that make this a fit Case for the exercise of Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be

Yours obt servt
J. H. Elbert
Governor &c.

Executive Department
Colorado Territory
Denver July 29 1873

Hon. Frank Hall
Secretary of Colorado
Dear Sir..

I enclose for your opinion the Claim of J. G. Allen vs the Territory for services &c.

As the services were rendered during the administration of my predecessor, I am entirely ignorant of its merits.

Please advise me of any facts you may know respecting it; Also give me your opinion respecting its merits &c.

Very Truly Yours
J. H. Elbert
Governor &c.

Executive Department
Colorado Territory
Denver July 29th 1873

Capt J. A. Irvine
Commanding at River Bend
Sir

Your letter of the 16th inst with enclosure is received. Please accept my thanks for your promptness in looking after the protection of our settlers. I have the honor to be your obt servt
J. H. Elbert

Executive Department
Colorado Territory
Denver July 29th 1873

C. J. Need Esq.

Supt Penitentiary &c

Dear Sir,

Your letter of the 16th inst is received. The application for Pardon should be signed by the Judge, District Attorney and Jurors who tried the prisoner, as far as they can be obtained.

It is no light matter for the executive to interfere and stop the due course of the law, and the power should be exercised with the greatest Caution, and only in very clear cases. This you will appreciate. As soon as you get your case made up, as suggested, I will then take the matter under consideration, and do what may appear right in the premises.

I have the honor to be
Your obt servt

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver July 31st 1873

To James D. Wood Esq & others
Central City Col Dy
Sir

Your petition asking the appointment of James Clark Esq to be County Commissioner for the First District Gilpin County to fill vacancy &c is received.

I take pleasure in making the appointment at your request, and have referred your petition to the Hon Frank Hall Secretary of Colorado with directions to issue Mr Clark this Commission

I have the honor to be

Your obt servt

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Aug 2nd 1873

To the Honorable
The Secretary of the Interior
Sir

My salary for the quarter ending June 30th has not yet been received. There is also a Contingent fund of one thousand dollars, of which I am in need to meet the Contingent expenses of my office. I have the honor to request that this matter be referred to the proper officer in your Department for attention.

I have the honor to be
Yours obt Servt
J H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Aug 8th 1873

Amos Widner Esqr
Boulder Col. Terr.

Sir
I herewith enclose to you the pardon of Mrs Mary Solander. Will you be so kind as to hand it to Mrs Solander and oblige?

I have the honor to be
Yours obt Servt
J H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Aug 8th 1873

Hon Alpheus Wright, Boulder Col. Terr.

Sir

I herewith return to you the Judges' notes in the case of the People vs Mary Solander, as requested. I have this

day signed Mrs Salanders Pardon.
 I have the honor to be
 your obt. servt
 S. H. Elbert
 Governor &c &c

Executive Department
 Colorado Territory
 Denver Sept 12th 1893

To His Excellency
 W. G. Ritch Acting Governor of New Mexico.
 Sir

I have the honor to acknowledge the receipt of your communication of the 1st inst enclosing a Requisition for one Narciso Suarez an alleged fugitive from justice.

In my view of the law, the Act of Congress concerning fugitives from justice contemplates either an indictment found or a Complaint made before an Examining Magistrate. Until this is done the party does not stand charged with any crime within the meaning of the law.

The affidavits attached to the Requisition are sworn to before R. I. Palen Clerk of the First Judicial District Court &c. This officer is not a "Magistrate" within the meaning of the act of Congress.

In this view of the Case I return the papers for such correction as you may deem proper to make.

I have the honor to be
 your obt. servt
 S. H. Elbert
 Governor of Colorado

Executive Department
 Colorado Territory
 Denver Sept 9th 1893

Richard Gaines Esqr
 Fountain Co

Sir

Your note of the 21st inst is received. I have no power or authority to give you permission to go on to the Indian Reservation for any purpose whatever.

It is contrary to the stipulations of the treaty and the expressed wishes of the Government at Washington. I have been urging a treaty for the Southern portion of the reservation and hope to ultimately succeed. Until such time as a treaty can be effected my advice would be for all to abstain from any intrusion on the lands of the Indians.

Very Respectfully
 Your Obedt Servt
 J. H. Elbert

C

Executive Department
 Colorado Territory
 Denver Sept 25 1893

Albert Walter Esqr

Dep U S M etc, Canon City

Sir

Accompanying the petition of one Charles Winger to be restored to citizenship by Pardon, I find a certificate signed by you that the said Winger has been discharged from custody and that "a deduction of two months has been granted from his original sentence etc etc."

I am unable to find any law authorizing such proceedings. Will you be so kind as to indicate the statute or other legal authority under which you acted?

By L. B. Charles
 Private Secy.

I have the honor to be
 your Obedt Servt
 J. H. Elbert
 Governor

Executive Department
Colorado Territory
Denver Oct 6th 1873

Hon R. W. Taylor
1st Comptroller
Washington D.C.

Sir,

I have the honor to request that you will forward me a draft for my salary as Governor of Colorado for the quarter ending September 30th 1873.

I have not been absent from Colorado during the foregoing period.

I have the honor to be

Very Respectfully

Yours obt Servt

S. H. Elbert

Governor &c.

Copies of Telegrams:

Denver Oct 3 1873

Brig. Genl. Pope

Leavenworth Kansas.

A party of three hundred Cheyenne Indians are killing stock driving in the settlers and committing depredations generally on the Arkansas between Pueblo, Fort Lyon and Hugo. They will probably raid the settlements on the Rio Grande and Platte on their way North.

S. H. Elbert

Governor &c

Denver Oct 3 1873

Major Genl. M. H. Fitch

Pueblo Co.

Have sent fifty carbines and ammunition for militia company to Major Rice. I will start a company of Cavalry from Arroya on N. P. Have telegraphed Genl. Pope. Keep me advised of the situation.

S. H. Elbert

Governor &c.

Denver Oct 3 1893

Capt Irwin

Arroya C.T.

Three hundred Cheyennes are raiding the country between Pueblo and Fort Lyon killing stock &c. Have telegraphed Genl Pope. Telegraph me your movements.

S. H. Elbert

Governor &c

Denver Oct 3 1893

Mayor Rice Pueblo C.T.

Have shipped fifty carbines and ammunition for militia company. Have telegraphed Genl Pope the situation. Will start a company of Cavalry from Arroya on N.P.

S. H. Elbert

Governor &c.

Executive Department

Colorado Territory

Denver Oct 6th 1893

Geo H. Gray Esqr

Central City C.T.

Sir

I have referred the petition asking for your appointment as Territorial Assayer for Gypsum County to fill the unexpired term occasioned by the resignation of A. Von Schulz Esqr. to the Hon. Frank Hall, Secretary of Colorado with directions to issue your commission as requested.

I have the honor to be

your Obt Servt

S. H. Elbert

Governor &c

By L. C. Charles

Private Secy.

Executive Department
Colorado Territory
Denver Oct 6 1893

A. Von Schulz Esq
Central City C. D.

Sir

Your letter of the 27th ult.
tendering your resignation as Territorial Attorney
of Gilpin County, to take effect Oct 1st 1893 is
received, and said resignation is hereby accepted.

I have the honor to be

Very Respectfully

Yours obt Servt

S. H. Elbert

Governor &c

By L. C. Charles
Private Secy.

Executive Department
Colorado Territory
Denver Oct 6 1893

Hon Moses Hallett
Chief Justice &c.

Sir

I am in receipt of a petition
numerously signed asking for the pardon of
an Richard Mackey convicted of involuntary
manslaughter for the killing of one Charles
Longley at Nevada, Colorado, in the year
1890 for which offense he was sentenced
to the penitentiary for the period of eighteen
months. The Hon R. S. Eyster, late Associate
Justice presided at the trial, but I am
informed that you are fully conversant with
the facts and circumstances of the case, having
examined the testimony on a motion for a new
trial. I desire to inquire of you if there are
any facts or circumstances that make this
a fit case for Executive Clemency, or otherwise.
I will be obliged to you for any information you

may be able to furnish me in regard to this case.

Very Respectfully
Yours Obt Servt
S. H. Elbert
Governor &c

By L. C. Charles
Private Secy.

Copy of Telegram

To the Officer Commanding
Militia Co at Pueblo

You will proceed without delay down the Arkansas and so dispose of your company as to best protect the settlers and their property. Information from River Bend, Pijon Basin, and Colorado Springs is that the Indians are committing no depredations. If so allow them to pass unmolested. If otherwise, defend the settlers and their property to the best of your ability. If you find any regular troops in the field, cooperate with them in the protection of the settlements.

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Oct 9/873

Hon E J Wells

Associate Justice of the Supreme Court, Col. T.
Sir

I am in receipt of certain papers asking for the Pardon of one William Wilskey, convicted of the Crime of Bigamy at the last term of the District Court of Arapahoe County.

As you were the presiding Judge at the trial of the case, I desire to inquire if there

on any facts or circumstances that make this a *legit* case for the exercise of Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be
 Your obt Servt
 S. H. Elbert
 Governor &c.

Executive Department
 Colorado Territory
 Denver Oct 20th 1893

H. Stoelting Esqr
 Territorial Assayer
 Georgetown CO

Sir

I have the honor to call your attention to Sec 8 page 65 Laws of Colorado of the Session 1872 relative to the report required by Statute. It is desirable that you include in your report - among other things - a brief and concise summary of the progress made during the year together with a correct statement of the product of your district.

I will be obliged to you, if you will send me your report by the first of December next.

Very Respectfully
 Your obt Servt
 S. H. Elbert
 Governor &c.

Similar notes sent same date to E. A. Peters Assayer for Park County; Lawrence Thompson, Boulder; Geo. H. Gray, Gypsum;

Executive Department
Colorado Territory
Denver Oct 22nd 1873.

Charles C Welch Esq
Golden City Ct

Sir

I have the honor to call
your attention to Sec 3, page 147 8th Session
General Laws of Colorado, 1870, in reference to
"the Condition of the property pertaining to the
School of Mines" &c.

Very Respectfully
Yours obt servt
S H Elbert

Governor &c.

A similar note addressed same date to John A. Mendenhall.

Proclamations.

To the People of the Territory of Colorado Greeting:

Be it Known That whereas, on the 11th day of October A. D. 1873, the Territorial Board of Canvassers did in my presence carefully examine and inspect the Election Returns filed in the Office of the Territorial Secretary by the Canvassing Boards of the several Counties of an Election held according to law in said Counties on the 9th day of September A. D. 1874, for Members of the Tenth Legislative Assembly and other officers, and certify the results of such examination to me as provided by our Statute.

Now therefore I Samuel H. Elbert Governor of said Territory do hereby declare and proclaim the following named gentlemen to have received the highest number of votes in their respective Districts, and that they have been duly elected to be members of the Tenth Legislative Assembly of Colorado, to wit:

<u>First Council District</u>	H. P. H. Brownell.	R. G. Buckingham.
<u>Second</u> " "	Thomas S. Fraigue	
<u>Third</u> " "	John B. Fitzpatrick	
<u>Fourth</u> " "	Hugh Butler.	H. C. McCammon.
<u>Fifth</u> " "	William M. Clark	
<u>Sixth</u> " "	Madison W. Stewart	
<u>Seventh</u> " "	George M. Chilcott	
<u>Eighth</u> " "	Jairus W. Hall	
<u>Ninth</u> " "	Daniel L. Taylor	
<u>Tenth</u> " "	Juan B. Jacquez.	
<u>Eleventh</u> " "	Lafayette Head	

Representative Districts.

<u>First</u>	R. S. Little, Frederick Steinhauer J. H. K. Wilborn, Alfred Butters.
<u>Second</u>	Joseph C. Shattuck, John McCutcheon
<u>Third</u>	Levi Parsh
<u>Fourth</u>	James P. Maxwell
<u>Fifth</u>	David H. Nichols

<u>Sixth</u>	Henry Paul, Bela S. Buell, Wm J. Buffington
<u>Seventh</u>	Benjamin F. Napheys
<u>Eighth</u>	Charles W. Perry
<u>Ninth</u>	John W. Prowers
<u>Tenth</u>	William Moore, Joseph C. Wilson
<u>Eleventh</u>	Joseph Hutchinson, William Amstutz
<u>Twelfth</u>	Cassimiro Banda, Mariano Sarraquito, Alex H. Taylor
<u>Thirteenth</u>	Anastacio Valdez
<u>Fourteenth</u>	William H. Meyer
<u>Fifteenth</u>	Manuel S. Salazar
<u>Sixteenth</u>	Juan Esquivel

In testimony whereof I have
hereunto set my hand, and
caused the Great Seal of the Terri-
tory to be affixed.

Done at Denver this Eleventh
day of October in the year of
Our Lord one thousand Eight
hundred and Seventy three.

Samuel H. Elbert
Governor of Colorado

Attest
Frank Hall
Secretary of the Territory.

Proclamation

In accordance with established usage, and the Proclamation of the President of the United States, I Samuel H. Elbert, Governor of the Territory of Colorado, do hereby set apart Thursday the 27th day of November next as a day of Thanksgiving and Prayer and recommend the people of Colorado to assemble upon that day in their respective places of worship and offer to the "Giver of all good" the homage of grateful hearts for the abundant blessings of the closing year and supplicate that He will continue to bless our people, our Territory and our Country.

In witness whereof I have hereunto set my hand, and caused the seal of the Territory to be affixed at Denver, this the twenty fourth day of October A.D. 1873.

By the Governor

S. H. Elbert

Attest

Frank Hall
Secretary of the Territory.

Executive Department
Colorado Territory
Denver Oct 27 1873

Hon. Frank Hall
Central City CO

Dear Sir

I have the honor to inform you that I leave on tomorrow to be absent from the Territory ten or fifteen days and that the duties of Governor, will in the meantime devolve on you.

Very Respectfully
your Obedt Servt
E. H. Elbert
Governor CO

fr L. C. Charles
Private Secy

Executive Department
Colorado Territory
Denver Nov 3 1873

To the Editor of the Chieftain
Pueblo CO

I have just returned from Leavenworth where I had a Conference with Brig Genl Pope respecting our Military defenses. The General promises to give our frontier the fullest and most ample protection. I am certain of his earnest desire to do all in his power to prevent any further depredations on our settlements by the Indians. In the Early Spring he will station troops at some point on the Las Animas, between Fort Lyon and Trinidad so as to prevent them from coming into our Territory by that route; also at or near the mouth of Beaver Creek on the Platte, and at other points where an examination may show it to be necessary. This will afford us abundant protection from further depredations, and I hope, and believe that Colorado from

this time on will be exempt from Indian raids.

I desire through the columns of your paper to give this information to the public, so that our citizens who have farms or stock on our frontier may know of the promised protection.

Very Respectfully
Your obt servt
S. H. Elbert
Governor

Executive Department
Colorado Territory
Denver Nov 8th 1873

Sir

I have the honor to transmit herewith a copy of a letter received by me from certain citizens of Huerfano County.

The violations of the laws therein charged is matter for the courts. There is no ground for Executive interference.

I would be glad to cooperate with you in any way that I can legally to protect citizens in their rights. I will be obliged to you if you will communicate to me freely all the facts in the premises as far as you may be advised and also, if there be any, the difficulties in the way of a prompt enforcement of the law.

I have the honor to be
your obt servt
S. H. Elbert
Governor of Colorado

To Hon. Moses Hallett
Chief Justice &c
Pueblo C.T.

Executive Department
Colorado Territory
Denver Nov 8 1873

Gentlemen.

Your communication respecting the difficulties existing in Huerfano County between the Cattle, and sheep owners has been received and considered.

Under the circumstances you set forth in your letter your remedy is two fold:

You should go before an examining Magistrate, either a Justice of the Peace or the Judge of the District Court, and file your complaint.

It will then be the duty of the examining Magistrate to issue his warrant and arrest the parties charged with the offense, and upon proper proof, bind them over to answer to an Indictment by Grand Jury.

2nd In addition to this, it is competent for you to file your information before Judge Hallett, or a Justice of the Peace, setting forth the threats made against either your lives or property, or both, and it will then be his duty to cause their arrest, and, upon proper proof of the threats put them under bonds to keep the Peace.

It seems to me that the last would effectually prevent any further disturbance. The matters alleged in your letter are offenses against which our law provides, and of which our Courts have jurisdiction. The Executive has no more authority of law to act in this matter than in the case of any other crime committed against our laws. It is purely a matter for the Courts. If the Courts should be obstructed in the administration of the law by force upon a proper showing I shall act with promptness in the premises. — I have transmitted your letter to Judge Hallett, as matter belonging to the administration of justice in his District.

I have the honor to be
your obt servt

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Nov 24th 1873

To the Sheriff of Bent Co
Las Animas Co

Sir

I have the honor to inclose you a copy of a letter received by me from Lieut. F. M. Roe of Fort Lyon.

Will you oblige me by giving me such information as you may have in regard to the subject of Lieut. Roe's letter?

Very Respectfully

Yours obt Servt

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Dec 3rd 1873

Hon Moses Hallett
Chief Justice &c

Sir

I am in receipt of certain papers asking for the Pardon - so far as relates to imprisonment of Samuel Daulap convicted under two indictments "Charging him with keeping a gambling house" at a term of the District Court in the County of Pueblo and sentenced to five days imprisonment in the county jail. As you were the presiding judge at the trial of the case I desire to inquire if there are any facts or circumstances that make this a fit case for Executive Clemency or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be
Yours obt Servt
S. H. Elbert
Governor of Colorado

Executive Department
 Colorado Territory
 Denver Jan 5th 1874

Sir

I inclose for your information letters from men in the employ of Mr. Stiff one of our largest stock owners. The locality is in Weld County, on Pawnee Creek about twenty five miles from the mouth of Beaver Creek.

It confirms my fears of depredations in that locality, and, in the early spring I am satisfied that we may look for their renewal.

I have the honor to be

your obt servt

S. H. Elbert

Governor &c

To Maj Gen John Pope
 Leavenworth Kansas.

The Governor's Message

Delivered before the Tenth Legislative Assembly of Colorado, January 6th 1874.

Gentlemen of the Legislative Assembly of the Territory of Colorado

It becomes my duty to lay before you the Condition of Territorial affairs, and suggest needed legislation.

Finances

The reports of the Auditor and Treasurer which are herewith transmitted, will show you the financial Condition of our Territory.

Balance in Treasury January 1 st 1872	\$50,897.42
Receipts from all sources during the year 1872	63,280.50
	<u>\$114,177.97</u>
Total Disbursements for the year 1872	62,505.08
Balance in Treasury January 1 st 1873	51,672.89
	<u>\$114,177.97</u>
Auditor's Balance January 1 st 1873	\$51,286.93
Warrants Outstanding	385.96
	<u>\$51,672.89</u>
Balance in Treasury Jan'y 1 st 1873	\$51,286.93
Receipts from all sources during the year 1873	9,004.32
	<u>\$60,291.25</u>
Total disbursements for the year 1873	43,189.95
Balance in Treasury January 1 st 1874	18,172.29
Auditor's balance January 1 st 1874	\$17,182.79
Warrants outstanding	989.50
	<u>\$18,172.29</u>

Notwithstanding there was no levy of tax for the year 1872, and that the tax for 1873 is largely yet uncollected, the reports show an absence of all indebtedness; a decrease of expenditures for the year 1873, as compared with the expenditures of 1872 of \$19,315.13; and a balance in the treasury of \$18,172.29.

These general facts indicate a faithful and economical administration of Territorial finances which,

I think, an examination of the reports in detail will confirm, and in which I am certain both you and those you represent, can not fail to find great satisfaction.

It is impossible for the Executive to lay before the legislature the condition of public affairs in a satisfactory manner without a thorough examination of the reports of Territorial Officials. As the law now stands, the incoming of these reports and the assembling of the legislature coincide, leaving time only for a hasty and partial examination. I would, therefore, recommend that the end of the fiscal year be fixed at an earlier date, so as to avoid this difficulty.

The too generally accepted proposition that Territorial and County officers, having given the required bonds for the safe keeping of the public funds, may rightfully loan, or otherwise use them for personal profit, is radically wrong.

The salary of these officers should be sufficiently liberal to compensate them fully for the faithful performance of the duties of their respective offices, and any loan, or other personal use of the public funds, should be made a penal offense. The law respecting the annual examination and settlement of the accounts of the Auditor and Treasurer should be so amended as to distinctly require the Examining Board to report the amount of cash actually on hand in the Treasury, and its correspondence, or otherwise with the balance shown by the account stated.

Immigration

I submit also the report of the Board of Immigration containing an account of the work done and money expended in this behalf. The report shows a faithful and judicious expenditure of the money appropriated at the last session of the legislature, and the results have been such as to recommend that a like sum be placed at their disposal for the coming year.

There is every reason to believe that the public relations respecting the resources of our Territory

prepared and distributed by the Board, through out our own and foreign countries, have added largely to our rapidly increasing population, and amply repaid the money expended.

Penitentiary

By a law of Congress approved January 24, 1843, it was provided that the care and custody of the penitentiary erected by the General Government at Carre City should be transferred to the Territory. As there was no fund at the Command of the Executive with which to meet the current expenses of the institution, my predecessor declined to receive it, and it consequently still remains under Federal Control, until such time as the Legislature shall make provision for its reception and management. In the meantime it became necessary to renew the Contract for "feeding, maintaining, guarding and clothing" Territorial prisoners under the provisions of the act of February the 11th 1840 which was accordingly done.

An appropriation should be made to meet this exigency, and a law passed providing for a full and complete system of prison discipline and government. The present building is by no means adequate to the demand. Our County jails are crowded with convicts who should be in the penitentiary, already occupied to its full capacity. This is not attributable to any disproportionate number of criminals in our community but to the fact that the accommodations of both the penitentiary and County jails are but limited. An effort should be made to secure an appropriation from Congress for the enlargement of this building.

The matter of prison discipline and management will present a work of no small difficulty and importance. I need

not remind you that the earlier history of similar institutions in other States, as a rule is one of great expense annually recurring and increasing. It will be your duty to protect our Territory from a similar experience. The cost of keeping Territorial prisoners in the penitentiary for the years 1872 and 1873 was \$28,981. While the State should not make merchandise of Crime, or look to its prisons as sources of revenue, I submit that the labor of the Convict should be made to defray the expenses of his prosecution, custody, and keeping. Upon this basis many of the older States have succeeded in making their penitentiaries self sustaining; the labor of the prisoners in some instances, not only meeting all expenses, but yielding an annual surplus. With the successful systems adopted by other States as guides, failure to place our penitentiary on a sound financial footing will be difficult either to explain or excuse.

While the law of imprisonment has for its primary object the protection of society, by the restraint of the prisoner from further violations of law, and his punishment, that others may be deterred from like Crime the advances of Civilization, and the teachings of Humanity are fast introducing into the prison systems of enlightened nations a discipline looking to the reform of the prisoner, and his ultimate restoration to society a penitent and better man.

The possibility of rescuing prisons from their character as "Colleges for Crime," and making them Schools of reform, has for the last half century interested the Statesmanship as well as the philanthropy of all civilized nations, not so much as a matter of sympathy with the Criminal, but as a problem affecting the highest interests of Society. At first received by the public

with discouraging incredulity, the proposition has steadily gained in public estimation as practical efforts in that direction from year to year have yielded results, which, if not all that were desired or hoped for, are of sufficient importance to encourage the effort and invite the care of the State. Whatever features you may be able to introduce into your prison discipline, looking to the reformation of criminals, will be in harmony with the advanced spirit of the age, and are parallel with the best interests of Society and the State.

Militia

An examination of the very able and full report of the Adjutant General of Militia, will show you that this department of Territorial affairs is by no means in a creditable, or satisfactory condition. This is traceable to many causes very fully and clearly set forth in the report. With only fifty serviceable guns at its command, and a few boxes of cartridges, only one out of five of which will explode, the military establishment of Colorado can hardly be regarded as on a war footing. The experience of the last year shows that it is of the first importance that there should be a number of well organized militia companies in different parts of the Territory, upon which the Executive can call at a moment's notice to meet the contingencies of Indian incursions, riots, and other disturbances of the peace.

The difficulty which lies in the way of such organization is want of arms and munitions.

In this behalf I recommend: First, that more efficient provision be made for the levy and collection of the military poll tax, heretofore greatly neglected; And, second, that Congress be memorialized to remit our overdraft for arms and munitions under the act of 1868 now amounting to about \$8,000.

By reference to the report of the Secretary

of War for 1873, you will find that such a memorial would be in harmony with the views of that department, and ought to secure the favorable action of Congress.

I also recommend that provision be made for a full and accurate record, and history of Colorado regiments, and their services.

Justice to over twenty-four hundred brave men, as well as a proper State pride in the record they made on the battle field, alike demands it. Our military records are incomplete to a degree that works frequent hardship and injustice.

Soldiers are unable to secure a certificate of service, by reason of an absence of all data upon which to issue it, and many are thus unable to avail themselves of the liberal provisions of the Acts of Congress concerning pensions, bounties, and Soldiers' Homesteads.

Indian Affairs

During the last summer, a treaty was negotiated by Mr. Brewster, of the Indian Commission, with the several bands of the Ute nation, for a portion of their reservation. The boundaries are as follows: viz: "Beginning at a point on the Eastern boundary of said reservation, fifteen miles due north of the Southern boundary of the Territory of Colorado, and running thence west on a line parallel to the said Southern boundary, to a point on said line twenty miles due east of the Western boundary of Colorado Territory; thence north by a line parallel with the Western boundary, to a point ten miles north of the point where said line intersects the 38th parallel of north latitude; thence east to the Eastern boundary of the Ute reservation, and thence South along said boundary to the place of beginning." Provided, That if any part of the "Uncompagre Park shall be found to extend South of the North line of said described Country, the same is not intended to be included therein, and is hereby reserved and retained as a portion of the Ute Reservation."

The lands thus treated for, embrace about 3000.000 acres, and include the San Juan mining region.

The treaty, if ratified by the Senate, opens to the enterprise and industry of our Citizens, an extensive mining country that gives evidence of a marvelous and inexhaustible supply of the precious metals. It also allays the disquiet of the Indians which has been, to some extent, excited by the occupancy of the country by the whites in advance of the treaty, and averts the threatened disturbance of the peace which has always so creditably characterized our relations with the Ute Nations.

The late orders issued by the Indian Bureau, indicate a renewed determination upon the part of the general government to confine the Indians to the limits of their reservations. A policy which, if persistently adhered to and strictly enforced will strengthen the guarantees of peace, and relieve our people from much harassment and annoyance.

The Indian incursions, which so long and so cruelly disturbed the peace, and oppressed the prosperity of our Territory, have comparatively ceased. During the last autumn, a band of about two hundred Cheyennes and Kiowas made an incursion into the southeastern portion of the Territory, and committed many depredations upon the stock and farms in that region. Over one hundred head of cattle were killed, herds were scattered, and the sense of security destroyed among our frontier settlers. Although professedly peaceable, I am satisfied but for the prompt and close pursuit of a volunteer company of our Citizens, under the command of Mr John Hutton, reinforced by troops under command of Col Oaks, of the Sixth U.S. Cavalry, more extended and serious depredations would have been committed.

Subsequently, with a view of effectually providing against any repetition of these outrages, I proceeded to Leavenworth, and held

a personal Conference with General Pope, the Commander of this Department. I was assured, that in the early Spring, troops would be stationed at different points on our exposed frontier, so as to cover and effectually protect our outlying settlements, and I have every confidence in both the ability, and earnest desire of the Commander of our Department, to afford as complete and ample protection from further friendly visits of this Character. I am glad to believe that the Chapter which tells the story of Indian Depredations in our Territory is closed, finally and forever. If so, it is matter for sincerest congratulations and profoundest gratitude.

Schools

In August last W. C. Lothrop, Esq., to whom the educational interests of the Territory owe much for faithful and efficient labor as Superintendent of Public Instruction, resigned that position, and I appointed in his stead, for the unexpired term, Professor N. M. Hale, of Gilpin County, who came highly recommended as an educator of ability and experience.

The progress that our Territory has made in matters of Education, is both creditable and encouraging.

Number of School districts in the Territory	243
Number of Schools	180
Number of School population	15,509
Number in Daily Attendance	7,456
Amount paid teachers for the year 1873	\$71,258.28
Value of School property	\$260,183.46
Total School fund (exclusive of proceeds of bonds)	137,557.61

The percentage of increase during the years 1872 and 1873 is as follows.

Schools have increased	50 per cent.
School districts increased	52 " "
School houses increased	56 " "
School population increased	100 " "
School attendance increased	59 " "

Value of School property increased - - - - - 216 per cent

The report of the Superintendent, which I herewith submit, suggests many valuable amendments to our present School Law, to which I call your attention.

It is of importance that the Superintendent should visit the Schools in the several Counties of the Territory, with a view of looking into their condition and placing them on a basis of increased efficiency and usefulness. For this reason his Compensation should be increased, so as to cover his necessary expenses. Towns and cities, now divided into two or more districts, should constitute but one, under the Management of one Board of Directors. One half of the Directors should be elected annually, the other half holding over, thereby securing to each board the service of experienced members.

Upon the subject of Education, so much has been said and written, and so often repeated, that vital truths, underlying the subject have lost much of their original force and emphasis. It is none the less a duty, however, to urge them again and again until educational theory and practice shall fully respond to social and political demands. Looking at it exclusively from the standpoint of political Economy, the first interests of the State and Society are closely interwoven with the subject. Statistics show that where intelligence is largest, wealth is greatest. National intelligence, and national poverty never co-exist. Raw material, less than the intelligence and skill which gives it some form of use, or shape of beauty, enters into and constitutes the value of Commerce and thus, increased intelligence gives increased annual production of values. With the American people it is peculiarly a question of National Safety. In a country where the mind of the people acts so directly on the government, shaping

its policies and moulding its laws, education should be coextensive with citizenship. To be a certain public good, universal suffrage should go hand in hand with universal education. To the extent that you educate your citizens to that extent you secure safe and fitting depositaries of political franchise. The ballot in the hands of an ignorant and vicious people, is the most dangerous power in the State. It is a certain public good only to the extent that the voter casting it is intelligent and conscientious. In the habits, thoughts, mind and morals of the youth of to-day, you find the future of your Territory. In every city and hamlet, in every house and home of the country, habits of thought are forming, and opinions are maturing, which in the next quarter of a century will arm either to uphold or rend asunder. With the free governments of this continent, the appeal of education is an appeal for national safety, and, if it be unheeded, no gift of prophecy is needed to foretell the result. I feel that I cannot urge too earnestly upon your attention the care of your public schools. They are peculiarly the colleges of the State, where it will find largely its wealth, its power and its safety and where if properly cared for, and fostered day by day, and year by year, "unrusted looms will weave the purple of its greatness."

Centennial Exhibition

An act of Congress, approved March 3rd 1871, provided for the national celebration of the One Hundredth Anniversary of the Independence of the United States, by the holding of an exhibition of "arts manufactures and products of the soil and mine." The Centennial Commission has entrusted the direction and supervision of the Exhibition to a Director General, who, in a recent communication says:

"5. To provide for the efficient adjustment of the preliminaries to the Exhibition, and to organize a uniform system to this end throughout the United States, the several States and Territories are invited.

and recommended to appoint, as early as possible State Centennial Managers, not exceeding five in number. They should be selected entirely with regard to their familiarity with the resources, arts and products of their State, their business experience and executive skill. The State Managers, with the United States Commissioner, and Alternate Commissioner shall constitute the State Board of Centennial Managers for each State and Territory.

On the State Board will devolve all the responsibility of organizing its State or Territory and of securing its thorough representation in the Exhibition. It will have to care for the interests of its own State, and of its citizens in matters relating to the Exhibition; to disseminate information about it; to issue invitations to participate; to receive and pronounce upon applications for space; to apportion the space placed at its disposal among the exhibitors from its State; and to supervise such other details relating to the representation of its citizens in the Exhibition, as may from time to time be delegated to it by the United States Centennial Commission.

It is of extreme importance that the State Boards shall be organized and at work, at the earliest day possible. It is hoped that all may have been appointed before April 1st 1874.

In its patriotic aspects, the object of the Convention is arousing the enthusiasm and emulation of the States, and I am certain our people will not be without a patriotic desire to contribute to the interest and the success of the occasion.

It will be your pleasant and patriotic duty to take the necessary steps to spread before the eyes of the world, upon that interesting occasion the rich products of your farms and mines. In these two departments of industry there is no reason why Colorado should not compete successfully for supremacy. Aside from its patriotic aspects the occasion is one which we should improve to the full measure of our ability, and which it would be most unwise to neglect as an

opportunity of displaying to the world the wealth and resources of our Territory.

Increase of the Judiciary.

In the event of a failure of our admission as a State Congress, should by amendment of our Organic Act, provide for the appointment of at least two additional judges. As at present constituted, our judiciary is inadequate to meet the wants of our people. Our Court dockets are crowded with the litigation of a rapidly increased trade and Commerce. Our judges are overworked, and litigants are delayed, and harassed by the necessary continuance of their cases, for want of time to hear them. With our increased population, and our correspondingly increased litigation, there is abundant work for five judges. Cases would be sooner and more carefully tried, and business enterprise would no longer be impeded and embarrassed by the impossibility of having its rights speedily adjudicated and determined. A memorial to Congress on this subject is desirable.

Fees

While it is desirable that those holding places of trust and responsibility should be amply compensated, with a view of securing both ability and integrity in the public service, care should be taken that the emoluments of office do not exceed reasonable limits. Under our present system and rate of fees, I am led to believe that the compensation of some of the County officers, in the more populous Counties might be reduced with great justice to the public, and without injustice to the present incumbents.

Preservation and Growth of Timber

The annual destruction of timber in our mountains by fire, is a serious evil that ought, if possible, to be averted. Our home supply is so limited, and our distance from other markets so great, that our timber has, to some extent, the value of gold. The carelessness, or maliciousness, by which entire

districts of timber are fired and destroyed, should be visited by penalties far more severe than those now provided by statute, and there should be a standing reward for the apprehension and conviction of all who violate the law in this particular.

The question of the encouragement of forest culture will also present itself to you as one of importance. Statistics show, that the timber supply of the United States will be comparatively exhausted within the next quarter of a century. The supply in our Territory will be exhausted in a much less time. In view of these facts, forest culture presents itself as one of the economical questions of the day, which a wise forecast of coming necessities demands that you consider. In this connection, I call your attention to the act of Congress approved March 3 1873. "An act to encourage the growth of timber on Western Prairies" with a view to the two-fold inquiry, in what respect should the act be liberalized by Congress, and what additional encouragement can be given by Territorial legislation.

Agricultural & other Statistics

It would be of great value and interest if, with additional compensation, assessors in addition to their existing duties should be required, by law, to make collections and returns of the Agricultural, Horticultural, Mineral, Manufacturing and Stock Statistics of their several Counties. It would constitute an annual census, showing the resources and industries of each County of the Territory and their annual development and growth.

Several of the States have similar laws that have been productive of the most satisfactory results.

Stock Raising

The rapid increase, and general prosperity of the stock interest in the Territory, confirms its character of peculiar attractiveness and adaptability for the successful pursuit of this industry. The mildness of its climate and the nutritious character

of its native grasses, not only tend to the highest development and perfection of breeds but enable the stock owner to meet the expense of long transportation, and compete in the distant markets of Chicago and New York with cattle growing regions more accessible to market, but less favored in conditions of climate, and vast extent of native and inexpensive pasturage. With the advantages which these two conditions of climate and food so abundantly offer, stock raising is destined to continue, as it is now, one of the leading industries of the Territory and a prominent element in its wealth.

In this connection I desire to call your attention to a conflict which has arisen between cattle and sheep owners. During the last autumn I received a communication from certain owners of sheep in the County of Huron, representing that they had been disturbed in the quiet and peaceable possession and enjoyment of their homes and property that parties had attacked and killed, or scattered their flocks with the proclaimed purpose of driving the sheep owners with their property from the County.

As it was a matter exclusively for the Courts, I addressed a communication to Chief Justice Hallett, calling his attention to the alleged infractions of the law within his district. As his reply points out some difficulties in the way of the due administration of the law, and suggests some amendatory legislation, I deem it proper to submit it for your consideration.

The admitted fact that sheep practically destroy the range for cattle, lies at the basis of the difficulty, and presents a conflict which it is all important to reconcile. There is no clearer proposition, than that every citizen has the right to take his property peaceably, and under the law, into any and all parts of the Territory, and there keep and enjoy it free from molestation or violence from any one whatsoever. I therefore recommend such legislation as will secure this right in all its integrity, and protect each industry, as far as possible, from hardship or oppression.

Mines

I submit herewith the reports of the several Assayers, provision for the appointment of whom was made by the last Assembly. These reports contain much valuable information respecting our mines, and the offices thus established have proven of great use and convenience to those engaged in mining and prospecting, affording them convenient and trustworthy sources of information respecting their mining properties.

In view of the rapid settlement and development of the San Juan Mining region, I would recommend the establishment of an assay office at some point convenient to that district for the benefit of those engaged in mining.

While the law of Congress, providing for a title in fee simple, to mines, was an advance in the right direction, the tenure, and peaceable occupancy of mining properties is still, practically embarrassed to a degree, and in a manner that calls for legislation. The practice of what is termed "jumping" mines on a pretended claim of ownership, as soon as they are proven valuable, has grown to be a serious evil in some of our mining districts, leading to expensive and protracted litigation, and not infrequently to bloodshed. This not only works individual hardship, but injury to the entire mining interest. Capital seeks investment where its rights are settled, known and absolute, unincumbered by uncertainties of tenure or embarrassments of litigation.

Additional safeguards should be thrown around the "possession" of mining properties, and heavy penalties visited upon all who attempt to disturb it by force or violence. These penalties should not only reach those who are guilty of the overt act, but all who instigate or connive at it. A law providing a remedy for this evil is much needed, and will relieve the mining interests of the Territory from a great embarrassment.

Aside from this, a careful survey of the condition and prospects of this most important industry of

our Territory, warrants satisfaction and encouragement to a degree justified at no previous period of our history. The yield of bullion for the past year is safely estimated at over \$5,000,000. This is an increase over the yield of 1892, and coming largely from the older mining districts, and from mines long worked, confirms the faith of previous years that our mines are practically inexhaustible. This is no unimportant fact, for as year by year adds its confirmatory evidence upon this point, the value of mining properties will be established and enhanced, and Capital and labor in the light of uniform results, will no longer hesitate to explore the depths of your mountains.

Whilst old and established mines have continued to lay their wealth at our feet, the preparation for new and extensive mining operations in districts both old and new, are far greater than at any former period, and not only show established faith in the richness of our mines but augmented vitality in mining as a permanent and remunerative industry. Since the Legislature of Colorado last convened new mining districts have been discovered and occupied, of such extent and richness, that of themselves they would place our Territory in no secondary position as a gold and silver region. These present new and attractive fields for Capital and labor upon which new communities are rapidly concentrating, soon to grow into prosperous and populous gold and silver producing centers, augmenting the bullion product of the Country annually and indefinitely. Thus, the old mining districts of Gilpin, Boulder, Clear Creek, Park, Lake and Summit Counties with their regular annual yield are reinforced by the San Juan and other new discoveries with their marvelous promise.

Co-existent and in harmony with this increase of mining area, is the increase of mining knowledge and skill, evidenced in improved methods of reduction and separation. Smelting works have been erected at Denver, Golden City, Boulder, Black Hawk, Georgetown and Fairplay, and are successfully supplying a long felt economical want. The

treatment and manipulation of ores has become a separate and distinct industry, in which science and skill are forcing the prison doors of Chemical Combination, and compelling hitherto refractory ores to a full surrender of whatever treasure they may possess.

Increased mining production; increased mining operations; increased mining area; increased mining skill; increased mining facilities; increased energy and vitality. Constitute a summary of the present condition and prosperity of our mines, whose reported wealth tempted the footsteps of the pioneer of 1859, and whose known wealth has supplied the struggles of intervening years with courage and faith in the ultimate destiny of our Territory. To foster our mining interests by wise legislation to guard it, if possible against unwise legislation on the part of the Federal Government, is a duty, the importance of which this earnestly urge its faithful discharge.

Coinage

In this connection I desire to call your attention to the Branch Mint at Denver. If it could be made a mint for Coinage, its usefulness would be greatly enlarged and the prosperity of the Country increased. The expense and risk of shipping our bullion to Eastern markets for Coinage, and the consequent delay in receiving returns, is an onerous tax on our mining industry, and affects injuriously the entire business of the Territory. The power to convert the products of our mines into coin at home would remove this burden, and its beneficial effects would be felt in all the departments of industrial life. An earnest appeal to Congress in this behalf should be made at an early day.

Agriculture

The cultivation of the soil in our Territory has been attended by such unexpected and rich results, that Agriculture comes to the front

as one of the most important elements of our wealth and prosperity.

The agriculture of Colorado has proven two things: First, that our soil, when irrigated, is equal to the best agricultural lands of the Continent; Second, that agriculture by irrigation has advantages that make it the most successful method of husbandry.

The following have been determined as about the average crops throughout the Territory:

Wheat	28 bushels per acre.
Oats	55 " " "
Barley	40 " " "
Corn	35 " " "
Potatoes	200 " " "
Onions	250 " " "

But these figures are far below what may be produced with extra care and labor. For three successive years the premium crops of wheat, exhibited at the Territorial Fair, ranged from sixty seven to seventy three bushels per acre. In one year two fields of corn were sworn to as having yielded over two hundred bushels per acre. Potatoes have given from four hundred to six hundred bushels per acre. Onions have reached one thousand bushels per acre. A Cabbage of eighty two pounds weight has been sold in the Denver market. Those of forty to sixty pounds each are plentiful at every Annual Fair. Car loads have been shipped away in which the closely trimmed heads averaged throughout twenty three pounds apiece.

The necessity of irrigation, as an appliance of agriculture, demands a carefully prepared system of laws upon the subject. While as a matter of legislation, the subject is one of exceeding difficulty, intricacy and concern, so long as the entire matter is subject to State control and management, there is no just ground for apprehending any serious mistake or permanent hardship. However imperfect first legislation upon the subject may prove, the Legislature

of the Territory or State from year to year will correct errors, supply deficiencies, reconcile conflicting provisions and provide for new wants, until a full and complete Code of irrigation laws will be secured and enjoyed. There are a few general propositions that present themselves as fundamental:

First That to the State should belong the water of its streams and the control of its distribution among canal owners. From this it would follow that no one would be allowed to divert the water from the natural bed of the streams to the injury of those having previously acquired vested rights.

Second— The control and management of canals should be, as far as possible, local, and by those immediately interested; and in this view I would suggest that each considerable stream, with its system of canals, should constitute a district of itself, and should be under the control and direction of a board of Canal Commissioners elected by the people of the district. The powers and duties of this board should be ample and clearly defined and should include the powers of a board of arbitration, with a view of avoiding tedious and costly litigation, and of giving to those interested an inexpensive tribunal before which the manifold questions which will arise could be, if they desired, promptly brought and adjudicated.

During the past year the propriety of asking the general government for aid in constructing a general system of irrigation for the arid country west of the Missouri river has been much discussed not only in Colorado, but in all the States and Territories interested in the reclamation of arid lands within their borders.

There are many facts and interests that press the subject upon our attention, and first among these is the fact that to secure a farm in Colorado accessible to water, at government prices, is a matter of no inconsiderable difficulty. The tides of immigration have flowed along the valleys of our rivers and smaller streams; the immediate bottom lands have been possessed and brought under

Cultivation by means of easily constructed and comparatively inexpensive irrigating canals. But Agriculture, spreading from the river side to the rim of the higher plateaus, has been arrested by reason of the greater difficulty and expense of irrigation. In other words, the Agriculture of this region will soon have reached its limits by the ordinary means under the control, or within the power of the farmer. The emigrant from the East, seeking a home, sees before him vast undulating plains, stretching leagues away, with a soil which experience ^{has} proven is marvelous in its productive capabilities when irrigated. To turn the mighty river and lead it by canals along the commanding slopes that flank its natural course is far beyond the limits of his purse, and he turns away disheartened and seeks other lands or other employments. Not a few have thus turned away from Colorado during the last year, baffled in their efforts to secure a home within our borders. Such is the situation. The great annual tides of emigration from the East seeking homes under the beneficent provisions of our land laws, are halted on the verge of thousands of square miles of arid country which, irrigated are capable of supporting the densest populations of the continent. To open up a way out of this complication, to overcome and subdue this physical fact which fetters their growth and limits their future, is the great problem which to-day confronts the people of the trans-Missouri region. There is but one remedy, namely, a general and comprehensive system of irrigation that shall utilize the entire water supply of the arid region. The amount of water supply does not figure in the question. Beyond the admitted fact that there is sufficient water to reclaim and make fruitful thousands of square miles of what are now arid lands. According to different estimates, Colorado has a water supply sufficient to irrigate from two to six millions of acres. Accepting the lowest estimate as correct, it is sufficient to furnish food for a million of population.

in your mines, and as many more in your fields and factories. That it is both desirable and just we should receive aid from the general government in this behalf I submit as unquestionable. The policy of the government has always been one of liberality toward internal improvements.

The last Congress appropriated over \$6,000,000 for river and harbor improvements for the States east of the Mississippi. Annually, from the foundation of the government, these States have been, and will continue to be, the recipients of the bounty of the general government; so that, in both asking and receiving, we will be in the line of long established precedent. But there are other reasons why this is peculiarly a work belonging to the general government:

First - The government is the great land owner in the region to be benefitted. Unless these lands are reclaimed by irrigation they will remain unsold and useless in the hands of the government. Homesteads and preemptions under those beneficent laws will be unknown, except along the immediate line of water courses, where the expense of irrigation will be small and within the compass of the financial ability of the poor man. The vast areas of intermediate lands will remain unsold, uninhabited, and uninhabitable. What will it avail the general government to hold lands which it cannot sell or utilize for its citizens? With what equity can it ask the State or Territory, or private enterprise, to construct a system of canals giving its lands value, and then sell them at a price which they command by reason of the work done?

Second - Its power is alone equal to any comprehensive and complete system that shall in its extent and completeness meet the want. It is beyond the limit of private enterprise or individual adventure, and requires the aid and continuance of the nation. Even if this were not the case, the ownership and exclusive control

by the general government of the great body of the
 lands to be benefited, stands conclusively and fatally
 in the path of private enterprise. The agricultural
 domain of the United States, outside of this district
 subject to the operation of the homestead and preemp-
 tion laws, is comparatively exhausted. It is true there
 are large areas of agricultural lands still unoccupied
 but they have passed from the ownership of the
 government and can not be had except at advanced
 prices. The annual tides of emigration westward
 are as certain and regular as the tides of the ocean.
 A large percent of such emigration is in search
 of lands to cultivate. Can the general government
 afford to let such a domain lie waste in the presence
 of such a demand? Is not its duty in the premises,
 clearly defined by all maxims which lie at the foun-
 dation of the relation which exists between the govern-
 ment and its citizens? Does it not owe it to the thousands
 of its citizens who are, and will be for years to come,
 seeking homes and farms, to place these rich plains
 within their reach? The question also appeals to us
 from a financial standpoint. Estimate the annual
 product of such a region brought under cultivation.
 Estimate the vast population it would support. Estimate
 the product of the thousands of forces of industrial life
 it would evoke and employ, and you will count the
 added wealth of the nation by millions. And in
 this connection comes another consideration which
 must have no unimportant place in any argu-
 ment on this subject. If there were no other argu-
 ment in behalf of government aid, we would find
 one of first importance in the fact that this region is
 the great metaliferous area of the republic. While it
 vies with the East in coal, iron, copper and all the
 baser metals, it is preeminently the gold and silver
 region of the continent. The amount of gold and
 silver coin among a people is largely the measure
 of their prosperity. To produce the precious metals
 is of first importance with every great nation. The
 point I make is, that the mining interest is de-
 pendent on local agriculture. You cannot work
 your mines profitably on imported bread. The

Thousands who now, and will hereafter delve in these mountains, and lift their glittering treasures to the sunlight, must draw their sustenance from the fertile valleys that lie enveloped in their arms, and stretch away from their feet. And until this condition of things is compassed, your mines will never be economically or successfully worked. Until the plain shall send to the mountain its gift of bread, the mountain will withhold from the nation its gift of gold. In your mountains there is remunerative work for a million of men; on these plains there should be an agriculture to feed them, and manufactures to clothe them.

The duty of the government; the interest of the government; the practice of the government, all run parallel with our coast. It is not alone a matter of interest to the husbandman; the miner the manufacturer, the merchant, the mechanic the laboring man in every department of industry is equally concerned. It is not alone a matter of interest to the one hundred and twenty five thousand people now here, but of vital concern to the thousands who will annually and indefinitely augment your population, and to whom the richness of your soil, the wealth of your mines, and the charm of your skies, extend a perpetual invitation to come and to prosper.

On the 15th of October last, a convention of trans-Missouri States, and Territories, assembled at Denver, and passed a memorial asking for a grant of lands in this behalf. Now, as then, I think the prayer should be for a direct appropriation of money or the proceeds of the sales of ^{public} lands, and not for the lands themselves. It would better meet the views of Congress, and would keep the lands subject to the operation of the homestead and preemption laws, properly amended, and thus without the grasp of married monopolies, and within the reach of the actual settler. Whatever aid is given should be given to the Territory, and not to private corporations.

and should be under the sole and exclusive control and direction of the Legislature; then, if it be mismanaged or squandered, the people will know whom to hold accountable.

I therefore urge upon you a memorial to Congress upon the subject, to which their attention has already been directed by the interest which the Chief Executive of the Nation feels in our young and prosperous Territory.

Admission

Self government is the highest aspiration of a free and intelligent people. It is the surest guaranty of inestimable rights; the most trustworthy guardian of material interests.

The time has come when, under the spirit of our institutions and the practice of our government, we can properly apply for admission as a State into the Federal Union, and I accordingly recommend a Memorial to that end. The advantages of a State over a Territorial government are patent, and admitted. The only questions to be considered are the two of population and wealth. The election in September last shows a voting population of over twenty thousand. This vote, in the light of the facts that the interest of a general election was wanting to call out a full vote; that the registered vote at the time was about twenty five thousand, and that the emigration arriving after the 13th of March were not voters, and consequently not included in either the vote or registration - warrants us in estimating our present population at one hundred and twenty five thousand; and, if admitted, by the time our representatives would take their seats in Congress, the emigration of another year will have augmented it to one hundred and fifty thousand people, who, in their energy, industry, education and civilization will compare favorably with the best communities of the East. Under the rule of representation, or the uniform practice of the government, no valid objection can be urged to our admission on the score of population.

In the matter of both present and prospective wealth the showing also justifies our admissions;

Assessed value of property 1873 - - - - -	\$36,000,000
Proper assessment (as per reports of Auditor and Treasurer) - - - - -	50,000,000
Real Value of property - - - - -	70,000,000
Mining product 1873 - - - - -	5,000,000
Coal - - - - -	1,000,000
Agricultural - - - - -	5,000,000
Stock Sales - - - - -	2,000,000
Lumber product - - - - -	12,000,000 feet
Cattle in the Territory - - - - -	450,000
Sheep - - - - -	400,000
Horses and Mules - - - - -	40,000

Miles of railroad completed and in operation in Colorado:

Kansas Pacific - Denver to Kansas State Line - - -	186 miles
Arkansas Valley - Kit Carson to Las Animas - - -	56 "
Denver Pacific - Denver to Territorial line - - -	97 "
Denver & Boulder Valley - Hughes to Boulder - - -	27 "
Denver & Rio Grande - Denver via Pueblo to Labran - - -	155 "
Colorado Central - Denver via Golden to Black Hawk, Floyd Hill and Longmont - - -	90 "
Atchison, Topeka & Santa Fe - Kansas state line to Granada - - -	13 "
	<u>624</u> "

Estimated Cost of Construction and equipment at an average of \$18,000 per mile cash, \$11,132,000

Railroads in process of construction, with length of line on each which will probably be in operation in 1874:

Colorado Central - Longmont to Julesburg - - -	175 miles
Colorado Central - Floyd Hill to Georgetown - - -	16 "
Golden & South Platte - to Aetna - - -	20 "
Arkansas Valley - Las Animas to Pueblo - - -	96 "
Denver & Rio Grande - Pueblo to Trinidad - - -	90 "
Atchison Topeka & Santa Fe, Granada to Trinidad - - -	100 "
Denver, South Park & Pacific - Denver to Buffalo Creek - - -	38 "
" " " " " Morrison Branch - - -	9 "
	<u>544</u> "

Estimated cost of construction and equipment, average of \$18,000 per mile - - - - - \$9,792,000

Gross amount of earnings of railroads in the Territory for 1873 - - - - - \$2,205,000

Telegraphs in the Territory	1017 miles
" " " " Valuations	\$203,400
Churches in the Territory	125
" " " " Valuations	\$450,000
Public Schools	180
Value of School property	\$260,183.46
Increase of School population	100 per cent
Increase of value of School property	216 " "
Value of reduction, smelting and separating works in the Territory	\$3,000,000
Value of Manufactories including woolen mills, paper mills, Lash and door factories, and Car factories	\$725,000
Lands under Cultivation	200,000 acres
Lands Capable of irrigation and cultivation, from 2,000,000 to 6,000,000 acres	

The grazing area covers 30,000,000 acres while gold, silver, copper, lead, marble, lime, gypsum, petroleum, and mineral springs abound throughout an area of 30,000 square miles, with iron and coal deposits equal to those of the States of Missouri and Pennsylvania.

The following table gives the assessed value of property in each County in the Territory, for the years 1870, 1871, 1872 and 1873, and not only shows the rapid increase of wealth during that period, but foreshadows the prosperity and growth of the coming years.

(See page 264)

A Comparison by Counties of the Assessments of Taxable Property for Principal Purposes for the Years 1870-71-72-73.

	Assessment for 1870	Assessment for 1871	Assessment for 1872	Assessment for 1873
Arapahoe	\$4,706,881.00	9,158,405.00	12,115,527.00	11,871,908.00
Bent	337,248.00	335,505.00	693,738.00	709,695.00
Boulder	1,121,972.00	1,259,417.00	1,337,774.00	2,093,523.00
Clear Creek	1,100,112.25	1,115,814.50	1,031,219.00	1,394,948.00
Conchos	205,702.60	160,599.25	209,806.00	212,891.00
Costilla	118,062.00	139,790.00	173,046.00	186,296.00
Douglas	624,397.00	757,667.00	1,518,456.00	1,888,981.00
El Paso	524,965.34	869,810.00	1,289,756.00	2,108,045.00
Fremont	375,950.00	635,998.00	930,958.00	1,213,689.00
Gelpie	2737,431.00	2,660,348.50	2,863,306.00	2,536,774.00
Greenwood	446,924.00	677,715.40	325,544.00	386,239.00
Huerfano	324,932.00	421,852.00	506,686.00	509,780.00
Jefferson	1,034,738.00	1,570,609.72	1,607,076.00	2,190,016.00
Lake	172,917.00	170,023.00	228,283.00	276,540.00
Larimer	332,570.00	421,882.00	566,235.00	763,674.00
Las Animas	457,932.00	383,978.00	942,352.00	906,465.00
Park	175,559.00	209,681.00	436,737.00	579,489.00
Pueblo	857,811.00	1,337,102.00	2,311,718.00	3,105,191.00
Saguache	129,653.00	215,810.00	345,398.00	428,363.00
Summit	123,926.31	129,719.00	158,831.00	158,387.50
Weld	854,381.00	1,640,352.00	1,667,990.00	2,056,544.00
Totals —	\$16,778,005.00	24,112,078.37	31,260,257.30	35,577,438.50
		16,778,005.00	24,112,078.37	31,260,257.30

Increase of '71 over '70

\$7,334,073.37

Increase of '72 over '71

\$7,148,178.93

Increase of '73 over '72

\$4,317,181.20

It shows that in the four years last past, taxable property has increased \$18,799,433.50, or if the estimate of the Treasurer be taken, it has increased \$33,221,995. In that time the counties of Boulder, Bent, Jefferson, Larimer, Huerfano and Las Animas have nearly or quite doubled their wealth. The counties of Arapahoe, Weld, Douglas, Park, Fremont and Saguache have nearly or quite trebled their wealth. The counties of El Paso and Pueblo have nearly or quite

quadrupled their wealth.

While I see in a State Government an additional burden, I also see represented in these facts and figures the strength that will support it. That Colorado has all the elements of a great and prosperous State is not the language of exaggeration, but the clear and distinct utterance of Statistics; the unequivocal testimony of achieved results. Asking for the benefits of the Union, she brings with overflowing hands, reciprocal gifts. Asking for the flag of the Union, she recognizes that for which she has already battled. Asking for a participation in the glories of the Union, she adds the lustre of a new star, rising over a new field of human thought and endeavor.

Councilmen and Representatives: With these recommendations my duties cease, and yours begin. The demands upon you are of no ordinary Character. Our Territory is just entering upon what we hope, will be a no limited career. In its present there is everything to inspire patriotism, enthusiasm, courage and faith. To foresee its destiny, we need no prophecy of genius or vision of seer. The first fruits of her soil, and the broken seals of her mountain coffers, reveal the possibilities of the future. In the purple of its dawn stand a young and vigorous people, eager for the conquests of hands. Imbued with the spirit of our institutions they seek victory on fields where victory is grandest. Around and about us, upon this hand and upon that, in the hum of contending industries are heard the first notes of the opening battle. Their appeal to you is not for sword or bayonet, or cannon, but for the mightiest helps of good laws and good government. To this end they have committed to your keeping, for a time, the sacred ark of their laws. The economics of trade; the conservation of material interests; the rights of man; the duties of citizenship; the truths of political economy; the nature and methods of constitutional liberty and constitutional government are the vital questions with which you must deal. To successfully mould and direct them, as agencies ministering to the strength and intelligence, the broad purpose and high endeavor of this people - is the achievement of that noble

of human labors, the establishment of a State, where law and liberty co-exist, and mutually conserve the highest interests of man. To this end, upon your labors I invoke the blessing of God.

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Jan 7th 1874

John Steele Esqr
Peralta New Mexico

Dear Sir:

I have the honor to acknowledge the receipt of your letter of the 1st inst. I had already granted a Respite in the case of J. S. R. Steele until February 13th 1874 to give his Attorneys time to prepare the record and make their application for a supersedeas in the case.

Very Respectfully
Your obt. servt
S. H. Elbert
Governor &c.

Executive Department
Colorado Territory
Denver Jan 16 1874

Hon J. B. Chaffee
Washington D.C.

Dear Sir:

I enclose you a petition for the pardon of Francisco Romero convicted for violation of the U. S. Rev. laws. I have recommended his pardon and you will confer a favor by giving the petition your endorsement and presenting it to the atty Genl.

Indge Hallitts recommendation
is in the petition

Very Respectfully
Your obt. servt
S. H. Elbert Governor &c.

Executive Department
Colorado Territory
Denver Jan 17 1874

Sir

I hereby nominate Levin C. Charles of Arapahoe County to the office of Territorial Auditor, to take effect from and after February 1st 1874

Also David H. Moffat Jr of Arapahoe County to the office of Territorial Treasurer, to take effect from and after February 1st 1874

Also Horace M. Hale of Gilpin County to the office of Superintendent of Public Instruction, to take effect from and after February 8th 1874

Also David J. Cook of Arapahoe County, to the office of Major General of the 1st Division, to take effect from and after February 9th 1874

Also William M. Clark of Clear Creek County to the office of Brigadier General of the 1st Division to take effect February 9th 1874

Also J. L. Brush of Weld County to the office of Brigadier General of the 1st Division to take effect from and after February 9th 1874

Also M. H. Fitch of Pueblo County to the office of Major General of the 2nd Division to take effect from and after February 9th 1874

Also Jose Victor Garcia of Conejos County to the office of Brigadier General of the 2nd Division to take effect from and after February 9th 1874

Also Benjamin F. Cornell of El Paso County to the office of Brigadier General of the 2nd Division to take effect from and after February 9th 1874

Also William R. Thomas of Arapahoe County to the office of Adjutant General to take effect from and after February 9th 1874

Also E. B. Sopris of La Plumas County to the office of Inspector General to take effect from and after February 9th 1874 and request their confirmations by the Legislative Council

I have the honor to be

Very Respectfully

Yours obt servt

S. H. Elbert

Governor of Colorado

To Hon. Madison H. Stewart
President of the Council
Colorado Territory

Executive Department
Colorado Territory
Denver January 26 1874

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the office of Territorial Treasurer, to take effect from and after February 1st 1874.

Please notify me if you accept the same.

Very Respectfully

Your obt servt

S H Elbert

To David H. Moffat Jr
Denver Co.

Governor re

Executive Department
Colorado Territory
Denver Jan'y 26 1874

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the office of Inspector General, to take effect February 9th 1874.

Please notify me if you accept the same.

Very Respectfully

Your obt servt

S H Elbert

To E B Lopez Esq
Trinidad C S

Governor re

Executive Department
Colorado Territory
Denver Jan'y 26 1874

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council, to the office of Brigadier General of the Second Division to take effect February 9th 1874.

Please notify me if you accept the same

To Hon Jose Victor Garcia

Comis Colonos

Very Respectfully

Your obt servt

S H Elbert Governor re

Executive Department
Colorado Territory
Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the Office of Superintendent of Public Instruction to take effect from and after February 8th 1894.

Please notify me if you accept the same.

Very Respectfully

Your obt. servt

J. H. Elbert

To Horace M. Hale Esq

Governor &c

Denver Col. Dy

Denver Jan'y 26th 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the Office of Brigadier General of the First Division to take effect February 9 1894.

Please notify me if you accept the same.

Very Respectfully

Your obt. servt

J. H. Elbert

To the Hon Wm M Clark

Governor &c

Clear Fork Co Col.

Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the Office of Brigadier General of the First Division to take effect February 9 1894.

Please notify me if you accept the same.

Very Respectfully

Your obt. servt

J. H. Elbert

Governor &c

To J. L. Bush Esq

Hold Co O.T.

Executive Department
Colorado Territory
Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the office of Major General of the Second Division to take effect February 9th 1894.

Please notify me if you accept the same.

Very Respectfully
Your obt servt
J. H. Elbert

To M. H. Fitch Esq
Pueblo County, Colorado

Governor &c.

Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the Office of Major General of the First Division to take effect Jan'y and after February 9th 1894.

Please notify me if you accept the same.

Very Respectfully
Your obt servt
J. H. Elbert

To David J. Cook Esq
Denver, Colorado

Governor &c.

Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and subsequent confirmation by the Legislative Council to the office of Brigadier General of the Second Division to take effect February 9th 1894.

Please notify me if you accept the same.

Very Respectfully
Your obt servt
J. H. Elbert

To Benjamin F. Howell Esq
El Paso County, Colorado

Governor &c

Executive Department
Colorado Territory
Denver Jan'y 26 1894

Sir

I have the honor to inform you of your appointment and your subsequent confirmation by the Legislative Council to the Office of Adjutant General, to take effect February 9th 1894.

Please notify me if you accept the same.

Very Respectfully
your obt Servt

S. H. Elbert

Governor &c

To Genl W. M. R. Thomas
Denver Colorado

Denver Jan'y 29th 1894

To the Hon M W Stewart

President of the Legislative Council.

Sir

I have the honor to inform you that I have approved and signed "Council Substitute for House Concurrent Resolution for Appointment of Territorial Centennial Board of Managers".

Very Respectfully
your obt Servt

S. H. Elbert

Governor of Colorado

Denver Jan'y 29th 1894

To the Hon R. H. Nichols

Speaker of the House &c

Sir

I have the honor to inform you that I have approved and signed "House Concurrent Resolution No 1".

Very Respectfully
your obt Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Jan'y 30th 1874

To the Hon. M. W. Stewart
President of the Legislative Council
Sir

I have the honor to inform you that I have this day approved and signed "Council Bill No 41" viz: "An Act Concerning the Probate Court of Jefferson County."

Very Respectfully
Your obt. Servt
S. H. Elbert
Governor of Colorado

Denver Jan'y 31st 1874

To the Hon. M. W. Stewart
President of the Legislative Council
Sir

I have the honor to inform you that I have this day approved and signed "Council Bill No 22" viz: "An act to Amend Section One Hundred and Thirteen of Chapter twenty two of the Revised Statutes of Colorado Territory."

Also Council Bill No 12. viz: "An act to repeal an Act authorizing the County Commissioners of Pueblo County to levy a special tax for the purpose of building a bridge across the Arkansas River."

Also Council Bill No 21 viz "An act to amend Section one (1) of An act concerning Common Schools approved Jan'y 9th 1872."

Also Council Bill No 1 viz: "An act prescribing the time of holding the District Courts in the Second Judicial District."

Very Respectfully
your obt. Servt
S. H. Elbert
Governor of Colorado

Executive Department
 Colorado Territory
 Denver January 31 1874

Hon James B Belford
 Associate Justice of the Supreme Court
 of Colorado Territory

Sir

I am in receipt of certain papers asking for the Pardon of William O'Boyle, convicted of the Crime of Obtaining money under false pretenses, at the April term of the District Court for Clear Creek County A.D. 1873, and sentenced to the Penitentiary for the term of one year, and to pay a fine of One thousand Dollars.

As you were the presiding Judge at the trial of the Case I desire to inquire if there are any facts or circumstances that make this a fit case for Executive Clemency, or otherwise.

I will feel obliged to you for any information you may be able to furnish me in this behalf.

I have the honor to be

Your Obedt Servt
 S H Elbert
 Governor of Colorado

Denver February 2nd 1874

To the Hon Asst Nichols
 Speaker of the Legislative House
 Sir

I have the honor to inform you that I have this day approved and signed

"House Joint Memorial No 4."

Also "House Joint Memorial No 1"

Also House Joint Memorial No 3

Also House Bill No 14 "An act to create the County of Grande"

Also "Substitute House Bill No 30 viz: "An act to establish the County of Elbert."

Very Respectfully
 Your Obedt Servt
 S H Elbert
 Governor of Colorado

Executive Department
Colorado Territory
Denver Jan'y 31st 1874

To the Hon M W Stewart
President of the Council

Sir

I hereby nominate George E. Gray to the Office of Territorial Assayer at Central City, Gilpin County, to take effect from and after February 23rd 1874

Also R Stetting to the office of Territorial Assayer at Georgetown Clear Creek County to take effect from and after February 26 1874

Also Lawrence Thompson to the office of Territorial Assayer at Boulder, Boulder County to take effect from and after February 22nd 1874

Also Edward B Hepburn to the Office of Territorial Assayer at Fairplay Park County to take effect from and after March 14 1874, and respectfully request their confirmation by the Legislative Council.

I have the honor to be

Very Respectfully
Yours Obedt Servt
S. H. Elbert
Governor of Colorado

Denver February 3rd 1874

To the Hon M W Stewart
President of the Council

Sir

I have the honor to inform you that I have approved and signed ^{passed an act by} Council Bill No 26 viz: "An Act to incorporate the Town of Georgetown."

Also "Council Substitute to House Joint Memorial No 5."

Very Respectfully
S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Feby 3/87

A. P. George Esq
Pueblo Colorado

Dear Sir

Your letter of Jan'y 31st applying for the appointment of Public Administrator etc is received.

Before making any appointment it will be necessary to have a Certificate from the County Commissioners of your County that a vacancy exists.

Upon the receipt of such Certificate I will take pleasure in making your appointment.

Very Respectfully
Yr obt. servt
S. H. Elbert
Governor of Colorado

Denver Feby 3rd 1877

In the Hon. D. S. Nichols
Speaker of the House &c.

Sir

I have the honor to inform you that I have approved and signed:

House Bill No 1 viz: "An act in relation to an adopted Child of Aimé Le Pesteur of Costilla County."

Also House Bill No 26, "An act to repeal an act entitled an act to authorize the District Courts to allow fees to Counsel assigned to prisoners in certain cases."

Also House Bill No 44, "An act to amend an act entitled an act to review and amend an act entitled an act prescribing rules and regulations for the Execution of the trust arising under the Act of Congress, entitled an act for the relief of Citizens of Towns upon lands of the United States under certain circumstances, so as to provide for the disposition of lands and lots in the town of Georgetown, under the Act of Congress entitled an Act for the relief of the inhabitants of Cities and Towns upon the public lands."

Also substitute for House Bill No 5, An act to amend an act for the protection of Growing Crops."

Very Respectfully
Yr obt. servt
S. H. Elbert

Executive Department
Colorado Territory
Denver, Feby 4 1874.

To the Hon. W. W. Stewart
President of the Council

Sir,

I have the honor to inform
you that I have approved and signed:
"Council Joint Memorial No 1."
Also "Council Bill No 45. 'An act to Change the name of
Ducy Jane Underwood to Lucy Jane Summers.'
Also "Council Bill No 42. 'An act to Amend an act
Concerning School Bonds'."

Very Respectfully
Your Obedt Servt
S. H. Elbert
Governor of Colorado.

Denver Feby 6 1874

To the Hon. S. H. Nichols

Speaker House of Representatives.

Sir,

I have the honor to inform you that
I have approved and signed
"House Joint Memorial No 6"
Also "House Joint Memorial No 8"
Also "House Joint Memorial No 10"
Also "Concurrent Resolutions No 3."

Very Respectfully
Your Obedt Servt
S. H. Elbert
Governor of Colorado

Denver Feby 6 1874

To the Hon. S. H. Nichols

Speaker House of Representatives

Sir,

I have the honor to inform you that I have
approved and signed.

"House Bill No 16. 'An act concerning Branding and
herding Stock in Costilla and other Counties.'
Also "House Bill 38. 'An act to Amend Chapter 48

Revised Statutes.
 Also Substitute House Bill No 47, "An act to Change the
 boundary lines of Bent County."
 Also House Bill No 15, "An act in relation to the Uni-
 versity of Colorado."

Very Respectfully
 Your obt servt

S. H. Elbert

Governor of Colorado

Denver Feby 6 1874

To the Hon. M. W. Stewart

President of the Council

Sir

I have the honor to inform
 you that I have approved and signed.

Council Bill No 20, "An act Changing the name of the town
 of Green City in Weld County Colorado, to the name of Corona."

Also Council Bill No 46, "An act to authorize the funding
 of the debt of the City of Central."

Also Council Bill No 50, "An act to authorize County
 Commissioners to fill vacancies in Office."

Also "Amended Bill No 47" "An act to amend an act
 to incorporate the City of Central, approved March 11 1864"

Also Council Bill No 25, "An act concerning cases
 pending in any District Court, the venue of which
 has been changed thereto."

Also "Council Concurrent Resolutions No 1" (as amended)
 and adopted by the Council and House of Represen-
 tatives.

Very Respectfully
 Your obt servt

S. H. Elbert

Governor of Colorado

Denver Feby 7 1874

To the Honorable the President of the Council,

Sir

I have the honor to inform you that I have approved and
 signed Council Bill No 35 "An act to legalize and confirm certain
 deeds executed by Probate Judges of Pueblo County."

Very Respectfully
 Your obt servt

S. H. Elbert Governor of Colorado

Executive Department
 Colorado Territory
 Denver Feb 9 1874

Hon D H Nichols

Speaker House of Representatives

Sir

I have the honor to inform you that I have approved and signed House Bill No 36, "An act to encourage Agriculture in Weld County," also

House Bill No 82, "An act Concerning a School of Mines," also House Bill No 54, "An act Concerning Certificates to Justices of the Peace and Probate Courts in Boulder County," also House Bill No 69, "An act to repeal an act to contribute to the support of a School Journal for Colorado Territory,"

also House Bill No 4 "An act to amend Chapter Seven (7) of the Revised Statutes of Colorado Territory, Entitled Attorneys at Law,"

also House Bill No 49 "An act Concerning railroad crossings,"

also House Bill No 24 "An act to amend an act Entitled Fences and Enclosures in Gilpin County," also

House Bill No 8, "An act to amend Chapter Eighty Nine (89) of the Revised Statutes of Colorado Territory,"

also House Bill No 81 "An act to repeal an act entitled An act to establish the County of Platte and to define the boundary lines thereof," also

House Bill No 61 "An act to amend an act entitled Roads & Highways," also

Substitute House Bill No 64 "An act to prohibit the burying of the dead within the limits of any city town or village in certain counties," also

House Joint Memorial No 14, and
 House Joint Memorial No 11.

Very Respectfully
 your Obedt Servt
 J H Elbert
 Governor of Colorado

Executive Department
Colorado Territory
Denver July 9th 1874

Hon M W Stewart
President of the Council

Sir

I have the honor to inform you that I have approved and signed Council Substitute for House Bill No 9 "an act concerning the Probate Courts of the Counties of El Paso and Larimer"; Also Council Bill No 57, "An act for the relief of the town of South Pueblo in the County of Pueblo and Territory of Colorado"; Also Council Bill No 60, "An act for the relief of Calvin P. Peabody and James C Love of Pueblo County"; Also Council Bill No 24 "An Act concerning the Collection of Taxes."

Very Respectfully
your Obedt Servt

S. H. Elbert

Governor of Colorado

Denver July 10 1874

To the Honorable
The President of the Council

Sir

I have the honor to inform you that I have approved and signed Council Bill No 52 "An act to Create and establish the Counties of Rio Grande, Hinsdale and La Plata and for other purposes"

Very Respectfully
your Obedt Servt

S. H. Elbert

Governor of Colorado

Executive Department
 Colorado Territory
 Denver Feby 10 1874

To the Clerk of the District Court
 of Clear Creek County.

Dear Sir,

A petition has been presented to me for the Pardon of Wm St Henderson, now confined in the Penitentiary, convicted and sentenced in your County in the year 1870.

Will you oblige me by giving me: The offense for which he was convicted; when convicted, and when sentenced and for what length of time, and the term of the Court at which his trial was had?

Very Respectfully
 your obt Servt

S H Elbert
 Governor of Colorado

By L Charles
 Private Secy.

Denver Feby 10 1874

To the Honorable
 The Speaker of the House of Representatives.

Sir

I have the honor to inform you that I have approved and signed Substitute House Bill No 32 "An act to amend an act entitled an act to Establish Assay Offices in Colorado Territory." Also House Bill No 88. "An act relating to Swan River Flume." Also House Bill No 62. "An Act to amend an Act Entitled Lunatics." Also House Bill No 76. "An act to amend Section One Hundred and fifty six (156) of the Criminal Code." Also House Bill No 92 "An act entitled An act relating to the fees of the Auditor in Certain Cases." Also House Bill No 48 "An act concerning Damages in Certain Cases." Also House Joint Memorial No 12.

I have the honor to be,

Your obt Servt

S H Elbert
 Governor of Colorado

Executive Department
Colorado Territory
Denver Feby 10 1874

Hon M W Stewart
President of the Council.

Sir

I hereby nominate W. H. Nichols of
Alfonso Creek Co. to the office of Territorial Assayer
for the San Juan Mining County.

Also Livander W Patterson of Fremont County to
the Office of Territorial Assayer at Rosita in said
Fremont County.

Also Maurice Hayes of Lake County to the Office
of Territorial Assayer at Oro City in said County.

Very Respectfully
your Obedt Servt
S. H. Elbert
Governor of Colorado

Denver Feby 11 1874

Abe R. Ellis Esqr
Sheriff of Pueblo Co.

Dear Sir

Your letter of the 8th
inst is received.

You are hereby authorized to discharge
Mr Geo J. Dunbaugh from Custody.

I have the honor to be
your Obedt Servt
S. H. Elbert
Governor of Colorado

Denver Feby 11 1874

Hon M W Stewart
President of the Council.

Sir

I have the honor to inform you
that I have this day approved and signed
Council Bill No 14, "An act to amend an act en-
titled an act entitled Towns and Cities, approved

Jan'y 10 1868," Also Substitute Council Bill
No 64 "An act to authorize the funding of the
debts of the several Counties of Colorado Territory,
Also Council Substitute House Bill No 18, "An
act to Amend Division Six (6) Chapter 22
of the Revised Statutes of Colorado Territory, en-
titled Criminal Code." Also Council Joint
Resolution No 1 "Memorializing Congress to grant
the right of way over the Public lands to the Denver
South Park and Pacific Railroad Company."

Very Respectfully

Your obt. Servt

S. H. Elbert

Governor of Colorado

Denver Feby 12 1874

Hon. A. H. Nichols

Speaker House of Representatives

Sir

I have the honor to inform you
that I have this day approved and signed
House Bill No 17 "An act to amend an act, Entitled
an act regulating the branding herding and care
of stock." Also House Bill No 104. "An act
authorizing the County Commissioners of the
County of Bent to levy a special tax for
the purpose of building a Court House and
Jail." Also House Bill No 12 "An act to
legalize the roads and highways of certain
Counties." Also House Bill No 43 "An act
concerning Irrigation." Also House Joint Memo-
rial No 2."

Very Respectfully

Your obt. Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feby 12 1874

The Honorable
The President of the Council

Sir

I have the honor to inform you that I have this day approved and signed "Council Joint Memorial No 3." Also Council Bill No 62, "An act concerning Married Women." Also Substitute for Council Bill No 51, "An act to Amend the Criminal Code." Also Substitute for Substitute for Council Bill No 7, "An act concerning Fences and Enclosures in Arapahoe County and in other Counties under certain circumstances."

Very Respectfully

S. H. Elbert

Governor of Colorado

Denver Feby 13 1874

Hon. D. H. Nichols

Speaker House of Representatives

Sir

I have the honor to inform you that I have this day approved and signed House Bill No 114, "An act concerning actions on Bonds, Bills, and Promissory Notes." Also House Bill No 149 "An act concerning Probate Courts." Also House Bill No 80 "An act relating to County Commissioners." Also House Bill No 72, "An act concerning Railroads." Also House Bill 51, "An Act concerning the Probate Courts of Boulder County." Also Substitute House Bill No 54, "An Act concerning the Agricultural College of Colorado." Also "House Joint Memorial No 7, in Relation to Irrigation."

I have the honor to be

Very Respectfully

Your Obedt Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feb 13/87

The Honorable
The President of the Council
Sir

I hereby nominate J Alden Smith
to the Office of Territorial Geologist. Also
J B Romero to the office of Brigadier General
of the 2nd Division vice Jose Victor Garcia declined.
Also

M^{rs} St Byers of Arapahoe County
M D Thatcher of Pueblo
Matt France of El Paso (withdrawn) Garcia
M^{rs} J Howell of Boulder
J A Thatcher of Gilpin
A J Williams of Arapahoe
C^o John A Coulter of Clear Creek

as members of the Territorial Board of Centennial
Managers and would respectfully ask that
they be confirmed by the Legislative Council.

I have the honor to be

Very Respectfully
Yours obt Servt

S. H. Elbert

Governor of Colorado

Denver Feb 13/87

To The Honorable the President of the
Legislative Council

Sir

The nomination of M France
of El Paso County as a member of the Territorial
Board of Centennial Managers is hereby withdrawn
and Jose Victor Garcia of Conejos nominated as a
member of said board.

I have the honor to be

Yours obt Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feb'y 13 1874

Hon. M. M. Stewart
President of the Council

Sir

I have the honor to inform you that I have this day approved and signed Council bill No 40, "An act to amend an act entitled an act to reduce the law incorporating the City of Denver, and the several acts amendatory thereof into one act and to amend the same." Also Council Bill No 87, "An act to change the name of Nellie Augusta Stock" Also Council Bill No 66 "An act to amend an act for the protection of Bird Game in the Territory of Colorado." Also Council Bill No 97, "An act to repeal an act to incorporate the Hi-Mot and Blue Hawk Wagon Road Company." Also Council Bill No 87 "An act for the relief of Marmaduke Green." Also Council Bill No 88, "An act in relation to an adopted Child of Dexter, D Stiles and Caroline J Stiles." Also Council Bill No 81 "An act to amend the Criminal Code." Also Council Bill No 98 "An act to provide a fund for the Maintenance and Education of Deaf Mutes of Colorado." Also Substitute Council Bill No 5 "An act to Amend Chapter 71 of Revised Statutes of Colorado Territory Relating to the Probate Courts of Clear Creek, Park, Summit, Lake and other Counties." Also Council Bill No 104, "An act to amend an act entitled an act concerning School Bonds." Also Council Bill No 86, "An act to Amend an act entitled an act to Amend Chap. 89 of the Revised Statutes of Colorado Territory." Also Council Bill No 99, "An act relating to Furs and Salaries in Held and Larimer Counties." Also Substitute Council Bill No 9, "An act concerning Practice."

I have the honor to be

Yours truly

E. H. Elbert

Governor of Colorado

Executive Department
 Colorado Territory
 Denver Feb'y 13 1874

Hon. M. W. Stewart
President of the Council

Sir

I have the honor to inform you that I have this day approved and signed Council Bill No 74 "An Act to change the name of Johnathon Sanderson of Arapahoe County Colorado Territory to Alvin John Warren." Also Council Bill No 100 "An Act concerning Acknowledgments of Deeds and other instruments in writing relating to Real Estate." Also Council Substitute House Bill No 29 "An Act relating to Abstracts from County Records." Also Council Substitute House Bill No 45 "An act for the reimbursement of Fremont County for moneys spent by said County in the care and support of certain Lunatic Paupers." Also Council Bill No 80 "An Act Concerning the prosecution of Crimes and Misdemeanors not Capital or infamous."

Very Respectfully
 your obt servt

S. H. Elbert
 Governor of Colorado

Denver Feb'y 13 1874

Hon. D. H. Nichols
Speaker House of Representatives

Sir

I have the honor to inform you that I have this day approved and signed; House Bill No 46 "Arapahoe County Jail Bill." Also Substitute for House Bill 127. "An Act Concerning School for Deaf Mutes in Colorado Territory." Also Substitute House Bill 142. "An Act Concerning Courts in the First Judicial District." Also House Bill No 89 "An Act Concerning Stock." Also House Bill No 137 "An Act concerning Notaries Public." Also Substitute House Bill No 125. "An act relating to Branding Stock."

Very Respectfully
 your obt servt

S. H. Elbert Governor of Colorado

Executive Department
Colorado Territory

Denver February 13 1874

Hon M. W. Stewart

President of the Council.

Sir

I return you herewith, "Council Bill No 44" viz "An act to repeal Sections Fifty two, Fifty three, Fifty four and Fifty five of Chapter Eighteen of the Revised Statutes of Colorado Territory" without my approval.

My reasons are, briefly, as follows: Many of the Counties of the Territory have already, under the provisions of the law repealed, issued bonds in aid of Railroads, which have been negotiated and are in the hands of innocent holders.

The law repealed contains the only power whereby a tax can be levied to meet the principal and the annual interest due on such bonds, and if repealed the several Counties that have issued bonds as aforesaid will be without authority or power to meet in any way such outstanding obligations.

While it may be desirable to prohibit by Statute any further issue of bonds for such purposes I submit that legislation which affects injuriously what has already been done in this behalf would be most unwise and impolitic.

I regard the repeal of this law as, practically, repudiation of existing obligations, and as such, contrary to all well established maxims of law, justice, and sound policy. I therefore return to your Honorable body, the bill unapproved.

Very Respectfully
Your Obedient Servant
J. H. Elbert

Governor of Colorado

Executive Department
 Colorado Territory
 Denver February 13 1874

Hon. D. N. Nichols

Speaker House of Representatives

Sir

I have the honor to inform you that I have this day approved and signed

House Bill No 131 "An Act Concerning Douglas County"

Also House Bill No 116 "An Act Concerning the abduction of Slaves"

Also House Substitute for Council Bill No 59 "An Act to prevent fires on the Prairies"

Also House Bill No 85 "An Act in regard to establishing voting precincts in Las Animas County"

Also Substitute House Bill No 110 "An Act to reimburse Douglas County"

Also House Bill No 141 "An Act Concerning Mines"

Also House Joint Memorial No 9

" House Bill No 140 "An Act Concerning the herding of stock in Weld County"

Very Respectfully
 Your Obedt Servt
 S. H. Elbert
 Governor of Colorado

Denver Feb 13 1874

Hon. D. N. Nichols

Speaker of the House of Representatives

Sir

I have the honor to inform you that I have this day approved and signed

House Bill No 139 "An Act regulating the pay of Road Overseers"

Also House Bill No 123 "An Act Concerning Printing in Spanish"

" Substitute House Bill No 93 "An Act relating to Justice of the Peace in Las Animas County"

" Substitute House Bill No 66 "An Act to provide terms of Court in the 3rd Judicial District"

" House Bill No 141 "An Act Concerning the votes in Elections"

" House Bill No 56 "An Act relating to Partnerships"

" House Bill No 74 "An Act Concerning Unclaimed Freight"

Also, House Bill No 53. "An act to amend an act entitled an act regulating the branding, herding and care of stock."

Also House Bill 119 "An act concerning fish."

" House Bill 91 "An act to amend Chapter 76 of the Revised Statutes."

Very Respectfully
Yours Obedt Servt
S. H. Elbert

Governor of Colorado

Denver Feb 13 1891

Hon. Mr. W. Stewart
President of the Council.
Sir.

I have the honor to inform you that I have this day approved and signed

Council Bill No 101 "An act concerning the Probate Court of Gilpin County."

Also Council Bill No 32, "An act to amend an act to provide for the assessment and collection of the Revenue."

" Substitute Council Bill No 6, "An act for the support and better regulation of the Public Schools of the City of Denver."

" Council Bill No 15 "An act concerning the Probate Court of Arapahoe County."

" Council Bill No 56 "An act concerning the release of mortgages."

Very Respectfully
Yours Obedt Servt
S. H. Elbert

Governor of Colorado

Denver Feb 13 1891

Hon. Mr. W. Stewart
President of the Council.
Sir

I have the honor to inform you that I have this day approved and signed

Council Bill No 76 "An act concerning the Practice of the Courts."

Also Council Bill No 96. "An act for the government and Management of the Penitentiary."

" Council Bill No 71 "An act to authorize the funding and paying of the Debt of Clear Creek County."

" Council Bill No 68. "An act to release a certain School tax voted by School District No 2, Park County."

" Council Concurrent Resolution No 2."

Very Respectfully
Yours Obedt Servt

S. H. Elbert
Governor of Colorado

Denver Feb 13 1894

Hon. M. M. Stewart

President of the Council.

Sir

I hereby nominate Arson Rudd. of Fremont County, Joseph T. Boyd of Jefferson County and Benjamin F. Eaton of Weld County As Members of the Board of Managers of the Penitentiary.

Also C. J. Reed as Warden of the Penitentiary And respectfully request that they be confirmed by the Legislative Council.

I have the honor to be

Yours Obedt Servt

S. H. Elbert

Governor of Colorado

Denver Feb 13 1894

Hon. M. M. Stewart

President of the Council.

Sir

I have the honor to inform you that I have this day approved and signed

Substitute Council Bills Nos 2, 3, & 8 "An act concerning Elections."

Also Substitute Council Bill No 31 "An act to amend Chapter 59 of the Revised Statutes."

" Council Bill No 72 "an act to amend Section 1

Chapter 50 of the Revised Statutes."

Also Council Bill No 39 "An act to amend an act entitled 'an act concerning Judgements and Liens'."

" Council Bill No 78 "An act to authorize the allowance of the Alternative writ of Mandamus during Vacatures."

" Substitute Council Bill No 63 "An act to enable the County Commissioners of Las Animas and Conejos Counties to levy a Special tax for the purpose of building Jails."

" Council Bill No 71 "An act to authorize the funding and paying of the Debt of Clear Creek County."

" Council Bill No 75 "An act in regard to the liability of Securities for Costs."

" Council Bill No 73 "An act to establish a Territorial Road in Huerfano County."

Very Respectfully
your Obedt Servt

S. H. Elbert
Governor of Colorado

Denver Feby 13th 1874

Hon D. H. Nichols

Speaker of the House of Representatives.

Sir

I have the honor to inform you, that I have this day approved and signed

House Bill No 120, "An Act relative to bonds in aid of Wagon Roads."

Also Substitute for House Bill No 3. "An act concerning Mines."

" House Bill No 22. "An Act limiting the time for bringing Actions concerning Real Estate."

" House Bill No 182. "An act to provide for the several Expenses of the Territory for the years 1874 and 1875."

Respectfully

your Obedt Servt

S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feb 13 1874

Hon M. W. Stewart

President of the Council.

Sir

I have the honor to inform you that I have approved and signed Council Bill No 107, "An act to provide for the appointment of Capitol Commissioners and defining their duties"

Very Respectfully

Your obt Servt

S H Elbert

Governor of Colorado

Denver Feb 13 1874

Hon M. W. Stewart

President of the Council

Sir

I hereby nominate Charles W. Wright, D. J. Martin, and J. H. Pindexter as "Capitol Commissioners," appointed under the provisions of "An act to provide for the appointment of Capitol Commissioners and defining their duties," approved Feb 13 1874 and respectfully request that they be confirmed by the Legislative Council.

I have the honor to be

Very Respectfully

Your obt Servt

S H Elbert

Governor of Colorado

Denver Feb 13 1874

Hon D. H. Nichols

Speaker of the House of Representatives.

Sir

I have the honor to inform you that I have approved and signed House Bill No 108, "An act to enable Counties to provide Water for Mining, Milling, Irrigating

and domestic and fire purposes."

Also House Bill No 151 "An act to amend Chap 9 Revised Statutes"

" House Concurrent Resolution No 4, "Concerning Printing"

" House Bill No 132. "An act for purchasing law Books."

Very Respectfully
Your Obedt Servt

S. H. Elbert
Governor of Colorado

Denver Feby 13 1894

Hon M. W. Stewart

President of the Council

Sir

I have the honor to inform you that
I have approved and signed
Council Bill No 82, "An act to amend Chapter 14 of the
Revised Statutes."

also Council Bill No 93 "An act to amend an act con-
cerning School Bonds."

" Council Bill No 109, "An act to authorize the
Courts to summon witnesses from foreign countries."

" Council Bill No 101 "An Act to amend an act entitled
an act concerning Certiorari to Justices of Probate Courts."

" Council Substitute for House Bill No 121, "An act
to legalize the locating and Recording property in
Animas and Custer Mining districts"

" Council Bill No 90 "An act concerning the library
of the Supreme Court."

" Council Substitute to House bill No 63, "An act to
enable Counties to provide for the payment of their
bonded debts."

" Substitute Council Bill No 58 "An act to provide
for the selection of Jurors to serve in the District
Courts"

" Substitute Council Bill No 40 "An act concerning
practice in Courts of Record"

Very Respectfully
Your Obedt Servt
S. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feby 13 1894

Hon M. M. Stewart
President of the Council
Sir

The nomination of Anson Rudd as a member of the Board of Managers of the Penitentiary is hereby withdrawn, and I hereby nominate J. B. Rice as a member of said Board. I hereby nominate Anson Rudd as Warden of the Penitentiary.

I hereby nominate M. Benedict of Arapahoe County, John Bloom of Las Animas County and J. H. Pinkerton of Weld County as members of the Board of Capitol Commissioners, and respectfully request that they be confirmed by the Legislative Council.

I have the honor to be

Very Respectfully
Your Obedt Servt

S. H. Elbert
Governor of Colorado

Denver Feby 16 1894

Prof J. Alden Smith
Central City CO
Sir

I have the honor to inform you of your appointment, and subsequent confirmation by the Legislative Council to the office of Territorial Geologist.

Please notify me if you accept the same.

Very Respectfully
Your Obedt Servt

S. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory

Denver February 2nd 1874

To all unto whom these presents shall come, Greeting:

Be it Known

That reposing special trust and confidence in the integrity and ability of George W. Kessler of Denver, Arapahoe County, Colorado Territory, I, Samuel H. Elbert, Governor of said Territory, in pursuance of, and by the authority vested in me by Section Ten (10) Chapter Nine (9) of the Revised Statutes of said Territory, do hereby designate and appoint said George W. Kessler to be Deputy Treasurer of Colorado Territory, and I do authorize and require him to execute and fulfill the duties of the office according to law and to have and to hold said appointment with all the rights, authorities, privileges and emoluments thereunto appertaining for and during the absence of David H. Moffat Jr. Territorial Treasurer from said Territory, unless sooner removed by the Governor for cause.

In testimony whereof I have hereunto set my hand and cause to be affixed the Great Seal of the Territory.

Done at Denver this second day of February in the year of our Lord One thousand eight hundred and seventy four.

S. H. Elbert
Governor of Colorado

Attest

Frank Hall
Secretary of the Territory.

Executive Department
Colorado Territory
Denver Feby 17 1894

Jas D Boyd Esq

Dear Sir

I have the honor to inform you of your appointment by me, and of your subsequent Confirmation by the Legislative Council as a member of the Board of Managers of Penitentiaries.

Please notify me if you accept the same

Very Respectfully

your obt servt

J H Elbert

Governor of Colorado

John A. Coulter Esq
Georgetown CO

Denver Feby 17 1894

Dear Sir

I have the honor to inform you of your appointment by me and of your subsequent Confirmation by the Legislative Council as a member of the Centennial Board of Exhibition Managers.

Please notify me if you accept the same.

Very Respectfully

your obt servt

J H Elbert

Governor of Colorado

L. W. Patterson Esq

Denver C. T Feby 17 1894

Sir

I have the honor to inform you of your appointment by me, and of your subsequent Confirmation by the Legislative Council to the office of Penitentiary Assayer at Rosita in Fremont County.

Please notify me if you accept the same

Very Respectfully

your obt servt

J H Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feby 17 1894

W. H. Nichols Esq
Georgetown D. C.
Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council to the office of Territorial Assayer for the San Juan Mining District. Please notify me if you accept the same.

Very Respectfully
Your Obt Servt
J. H. Elbert
Governor of Colorado

Denver Feby 17 1894

J. H. Puckerton Esq
Evans C. I.

Dear Sir

I have the honor to inform you of your appointment by me and of your subsequent confirmation by the legislative Council as a member of the Board of Capital Commissioners.

Please notify me if you accept the same.

Very Respectfully
Your Obt Servt
J. H. Elbert
Governor of Colorado

Denver Feby 17 1894

Maurice Hayes Esq

Dear Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council as Territorial Assayer at Cro City, Lake County.

Please notify me if you accept the same.

Very Respectfully
Your Obt Servt
J. H. Elbert
Governor of Colorado

Executive Department
 Colorado Territory
 Denver, Feby 17/894

John Bloom Esq
 Trinidad CO

Dear Sir

I have the honor to inform you of your appointment by me and of your subsequent Confirmation by the Legislative Council as a member of the Board of Capitol Commissioners.

Please notify me if you accept the same.

Very Respectfully

Your obt Servt

A. H. Elbert

Governor of Colorado

J. B. Rice Esq

Denver Feby 17/894

Dear Sir

I have the honor to inform you of your appointment by me, and of your subsequent Confirmation by the Legislative Council as a member of the Board of Managers of Penitentiary.

Please notify me if you accept the same.

Very Respectfully

Your obt Servt

A. H. Elbert

Governor of Colorado

Bray F. Eaton Esq

Denver Feby 17/894

Dear Sir

I have the honor to inform you of your appointment by me, and of your subsequent Confirmation by the Legislative Council as a member of the Board of Managers of the Penitentiary.

Please notify me if you accept the same.

Very Respectfully

Your obt Servt

A. H. Elbert

Governor of Colorado

Executive Department
Colorado Territory
Denver Feb 17 1894

A J Williams Esq
Denver CO

Dear Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council as a member of the Territorial Board of Centennial Exhibition Managers. Please notify me if you accept the same.

Very Respectfully

Your obt Servt

J H Elbert
Governor of Colorado

Jos A. Thatcher Esq
Central City CO

Denver Feb 17 1894

Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council, as a member of the Territorial Board of Centennial Exhibition Managers. Please notify me if you accept the same.

Very Respectfully

Your obt Servt

J H Elbert
Governor of Colorado

Wm R Howell Esq
Boulder CO

Denver Feb 17 1894

Dear Sir

I have the honor to inform you of your appointment by me and of your subsequent confirmation by the legislative Council as a member of the Territorial Board of Centennial Exhibition Managers. Please notify me if you accept the same.

Very Respectfully

Your obt Servt

J H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Feb 17/89

Hon Jose Victor Garcia
Conejos, C.T.

Sir

I have appointed you as a member of the Territorial Board of Centennial Managers, which appointment has been confirmed by the legislative Council. Please notify me if you accept the same.

Very Respectfully
your obt servt
J. H. Elbert
Governor of Colorado

M. D. Thatcher Esq.
Pueblo C.T.

Denver Feb 17/89

Sir

I have the honor to inform you of your appointment by me and of your subsequent confirmation by the legislative Council as a Member of the Territorial Board of Centennial Exhibition Managers. Please notify me if you accept the same.

Very Respectfully
your obt servt
J. H. Elbert
Governor of Colorado

Hon W. Byers Esq.
Denver C.T.

Denver Feb 16 1894

Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council as a member of the Territorial Board of Centennial Exhibition Managers. Please notify me if you accept the same.

Very Respectfully
your obt servt
J. H. Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver Feb 16 1874

Hon J B Romero
Concepcion CO

Sir

I have the honor to inform you of your appointment by me, and of your subsequent confirmation by the legislative Council to the office of Brigadier General of the 2nd Division Col. Militia.

Please notify me if you accept the same

Very Respectfully

Your obt Servt

S H Elbert
Governor of Colorado

Executive Department
Colorado Territory
Denver, July, 8th 1874

Hon. Jno. W. Jenkins.
Secretary, &c.
Sir:

I am in receipt of your letter of the 7th instant, which you sign as "Acting Governor, of Colorado." I herewith return your letter as I do not recognize your authority in the premises.

I have no official information of my removal, or appointment, or confirmation of a successor. My powers and duties, as Governor of Colorado, do not cease until a successor shall arrive and being commissioned and duly qualified, shall enter upon the discharge of the duties of his office.

Very Respectfully
Your obt Servt

S. H. Elbert
Governor of Colorado

Executive Department
Territory of Colorado
Denver July 23rd 1874

His Excellency E. M. McCook
Governor of Colorado

My Dear Sir:

I have the honor to herewith inclose inventories in duplicate, of the Executive property, papers and records, which I desire to place in your custody, and receive therefor official receipts for transmission to the proper Department.

Very Respectfully
Your Obedt Servt
S. H. Elbert
Late Governor

Territory of Colorado
Executive Department

This record being in the possession of Ex Governor Elbert the Secretary was unable to procure it for the purpose of recording his Commission and oath of Office together with his acts and proceedings as "acting Governor of the Territory of Colorado from the twelfth day of April 1874 to the twenty fourth day of July 1874. And the same are recorded following To Wit:

Ulysses S. Grant

President of the United States of America

To All to Whom these Presents shall come greeting

Know Ye: That reposing special trust and confidence in the Integrity Diligence and Discretion of John W Jenkins of Virginia I have nominated and by and with the advice and consent of the Senate do appoint him to be Secretary of the Territory of Colorado and do authorize and empower him to execute and fulfil the duties of that Office according to law, and to have and to hold the said Office with all the rights and emoluments thereunto legally appertaining unto him the said John W Jenkins during the term of four years from the 12th day of February 1874 unless this Commission be sooner revoked by the President of the United States for the time being

In Testimony Whereof I have caused these Letters to be made Patent and the Seal of the Department of the Interior to be hereunto affixed

Seal of the
Department
of the Interior

Given under my hand at
the City of Washington the
twentieth Day of February
in the year of our Lord one
thousand eight hundred and
seventy four and of the
Independence of the United States
of America the ninety eight

By the President

U S Grant

C. De laue

Secretary of the Interior

Oath

I John W Jenkins do solemnly swear that I have never voluntarily borne arms against the United States since I have been a Citizen thereof that I have voluntarily given no aid, Countenance, Counsel or encouragement to persons engaged in armed hostility thereto; that I have neither sought, nor accepted, nor attempted to exercise the functions of any office whatever under any authority or pretended authority in hostility to the United States; that I have not yielded a voluntary support to any pretended government, authority, power, or constitution within the United States hostile or inimical thereto. And I do further swear that to the best of my knowledge and ability, I will support and defend the Constitution of the United States against all enemies foreign and domestic; and that I will bear true faith and allegiance to the same that I take this obligation freely without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties of the office on which I am about to enter: So help me God

John W Jenkins
Secretary of the Territory
of Colorado

Sworn to and subscribed
before me this 11th day of
March A 19 1874

Daniel Davis
Ass. Jus. Sup. Court
of the United States

Colorado Territory
Executive Department
Denver April 15th 1874

Hon. Moses Hallett

Chief Justice of the Supreme Court of
the Territory of Colorado

Sir

A petition signed by a number of respectable and influential gentlemen, praying for the Pardon of Mania A. Manguanes has been presented to me for my Consideration. The petition sets forth among other things that she was convicted in the District Court for the County of Wentworth of the crime of Murder and on the 17th day of January 1871 was sentenced to the Territorial Penitentiary for life. I respectfully refer the matter to you for an opinion as to whether the case is one in which executive clemency should be exercised.

I am, very Respectfully,

Your Obedient Servant

John H. Jenkins
 Acting Governor

Denver April 15th 1874

A. Rudd Esq

Warden Territorial Penitentiary

Canon City, C. D.

Sir

A petition for the Pardon of Mania A. Manguanes, a Mexican woman having been presented to me. I have to request that you will furnish me with such certificate as is usual as to conduct &c and any further information or suggestion proper in the premises.

Very respectfully
 John H. Jenkins
 Acting Governor

Colorado Territory
Executive Department
Denver April 15th 1874

To the Clerk of the District Court
for the County of Huerfano
Colorado Territory

Sir

A petition having been presented to me for the Pardon of Maria A Manguanes a Mexican woman convicted your Court Jan'y 17th 1871 of the Crime of Murder and sentenced to the Penitentiary for life, I have to request that you will furnish me with a certified copy of the record of the Court in said case.

Very respectfully
 John W Jenkins
 Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver April 16th 1874

To the Military Commander at
Fort Russell Wyoming Territory

6 Indians encamped forty miles above Julesburg on Platte killing cattle and committing other depredations. Can you do anything to protect the people.

John W Jenkins
 Acting Governor of Colorado

Colorado Territory
Executive Department
Denver April 20th 1874

Col E F Townsend

Fort D. A. Russell

Cheyenne W.T.

Dear Sir

The telegram of Mr. Dudley of date the 16th inst from Sidney is

need, I am pleased to learn that no trouble
exists on account of the Indians. Complaint of
my dispatch to you of the 16th inst was predicated
upon dispatches received by Genl J. L. Brush of
Greely, who represented them to me as being
reliable and requested me to take some action
in the premises. I think Keuption was the party
who telegraphed him.

Genl Brush has a ranch
on the Platte some 40 miles from Julesburg and
has gone there and will no doubt bring
back a report in harmony with the dispatch
of Maj Sudley.

Very respectfully

Wm H Perkins

Acting Governor

Territory of Colorado
Executive Department

May 1st 1874

Hon James B. Belford
Associate Justice Supreme Court
Central City Colo

Sir

A petition signed by
a number of respectable and influential
gentlemen praying for the pardon of Norman
Patterson has been presented to me for my
consideration.

The petition sets forth among
other things that he was convicted in the
District Court for the County of Jefferson
of the Crime of Manslaughter, and on the
23rd day of November 1872 was sentenced to
the Territorial Penitentiary for two years.

I respectfully refer the matter to you for
an opinion as to whether the case is one
in which executive clemency should be
exercised.

I enclose here with accompanying
papers for your information which please
return with your reply.

I am very respectfully
Your obedient servant
Jno W Jenkins
Acting Governor

Territory of Colorado
Executive Department
Denver May 2nd 1874

Irving Howbert Esq
Colorado Springs, Colo

Sir

Your communication
of the 29th inst in regard to the Indians
has been received and respectfully referred
to Major James B. Thompson Special Agent
who informs me that he will on Monday
next visit the locality where the Indians are
said to be committing the depredations com-
plained of and attend to the matter

I am very respectfully
Your obedient servant
Jno W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 2nd 1874

J W Neunig Esq
Pueblo Colo

Sir:

Edward Fox of the State of Illinois
a brother of Moses Fox now in the Penitentiary has
requested me to examine the application of
Fox & Brown for Pardon - the papers in this
case are respectfully referred to you for such
recommendations as you may feel free to make
in the premises after which you will please
present them to Judge Hallett for his opinion
as to whether either or both the prisoners are entitled to
Executive Clemency

I am very respectfully
Your obedient servant

Wm H Jenkins
Acting Governor

Territory of Colorado
Executive Department
Denver May 3rd 1874

A A M Dudley
Major 8th Cavalry
Bvt Col U. S. A
Commanding Post
Sidney Nebraska

Sir

I have yours of the 25th ult on the subject of depredations by the Indians on the Platte River in this Territory and whilst I agree with you in very many of the conclusions expressed it is nevertheless true that the white people in that region live in constant terror of the Indians; so much so that many of them are moving away and others are sending their horses and other stock from that part of the Territory to places of greater security.

The object which I desire to accomplish is to give the people security and confidence that they will be protected by the Military Department of the Government.

This it seems to me can best be done by sending a small detachment of Cavalry through that part of the Country and thus tend to restore confidence to the people and at the same time act as a warning to moving bands of Indians who may contemplate a raid in that direction with objects unfriendly to the whites. If by this means the recurrence of outrages should be prevented in the future it will be much better than the most severe and speedy punishment of outrages when committed.

I have the honor therefore to request if not inconsistent with the public service that you will send a detachment of Cavalry into -

that part of our Territory and allow them
to remain in the vicinity for a short
time under such instructions as you may
think proper to give

I am General
with great respect
Your obt servant
Jno W Jenkins
Acting Governor
of Colorado

Territory of Colorado
Executive Department
Denver May 14th 1874

In His Excellency
the Governor of
Louisiana

Sir

I have the honor to acknowledge
the receipt of copy of regulations for applic-
ations for Requisitions and mandates upon
Requisitions, and the same has been filed in
this department

I am very respectfully
your obedient servant
Jno W Jenkins
Acting Governor of
Colorado Territory

Territory of Colorado
Executive Department
Denver May 14th 1874

Hon L C Charles
Territorial Auditor

Sir:

Agreeable to your
request in writing of this date: I grant
you a leave of absence from the Territory
for the period of thirty days from
Monday the 19th inst: and have appointed
Hon J L Charles Territorial Auditor ad interim

Dear very respectfully yours
 John H. Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 14th 1874

Hon J L Charles
Denver C. O.

Sir:

I herewith hand you a commission to act as Territorial Auditor during the temporary absence of Hon J. L. Charles to whom I have this day granted a leave of absence for thirty days from Monday the 19th inst. I also inclose that bond which you will please execute according to law.

Very respectfully yours
 John H. Jenkins
 Acting Governor of Colorado

Executive Department
Colorado Territory

Whereas J. L. Charles Territorial Auditor of the Territory of Colorado has been granted a leave of absence from the said Territory for the period of thirty days to date from the nineteenth day of May A. D. 1874. Now Therefore
 To all unto whom these Presents may come greeting

Know Ye, That reposing special trust and confidence in the integrity and ability of J. L. Charles of Denver Colorado. I John H. Jenkins Acting Governor of the Territory of Colorado, in pursuance of and by authority vested in me do hereby appoint and commission him. Territorial Auditor ad interim. And I do authorize empower and require him to execute and fulfill all of the duties of the office of Territorial

auditor according to law; and to have and to hold said office with all the rights, authorities and privileges thereunto belonging for and during the term of thirty days dating from the nineteenth day of May A.D. 1874 or during the absence of the said El C. Charles unless sooner revoked by the Governor for Cause.

In Testimony whereof
I have hereunto set my
hand and caused to
be affixed the Great
Seal of the Territory
Done at Denver this
fourteenth day of May
in the year of our
Lord one thousand
eight hundred and
seventy four

Mo H Jenkins
Acting Governor of Colorado
Territory

Territory of Colorado
Executive Department
Denver May 16th 1874

Hon Columbus Delano
Secretary of the Interior
Washington D.C.

Sir:

I have the honor
to request that you will call the attention of
the Hon P.M. General, to the very great
necessity of an early establishment of mail
facilities in the southwestern part of this
Territory. I would respectfully recommend
and the establishment of a mail route from
the town of Del Norte, the County seat of
the County of Rio Grande, via: San Juan City,
the County seat of Hinsdale County, Howardville,
the County seat of La Plata County to the town

of Silverton in said County of La Plata making a route of 98 miles, as follows, from Del Norte to San Juan City, 58 miles from San Juan City to Howardsville, 31 miles and from Howardsville to Silverton (in Baker Park) 5 miles. There is now every indication that during this summer from twenty to thirty thousand people will go to the mines in that part of the Territory, and much the larger portion of the population will be located about near the towns of Howardsville and Silverton.

I am very respectfully
your obedient servant
Wm H Jenkins
Acting Governor of Colorado

Executive Department
Colorado Territory

Wm H Morgan Esq
Clerk of La Plata County
Colorado Territory

Sir:

You are hereby directed to notify the members of the Board of County Commissioners of La Plata County that the membership heretofore held in said Board by Matthew Wilson by virtue of an appointment given him by the Governor of this Territory for good and sufficient reasons unto me appearing has this day been declared vacant and his commission revoked.

Augustus W Bigole has been duly appointed and commissioned to fill said office and to discharge the duties thereof until his successor is duly elected and qualified according to law unless sooner moved by the Governor for cause.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed.

Done at Denver this Eighteenth day of May in the year of our Lord.

one thousand eight hundred and
 ninety four
 By the Acting Governor
 Jno W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 19th 1874

Hon George H Williams
Atty Genl.
Washington
D.C.

My Dear Sir:

Your Circular letter
 of the 1st inst to the Governor of this Territory
 calling attention to the fact that the library of
 the Department of Justice was not supplied
 with the laws of this Territory (except the revised
 statutes published in 1868) has been received
 The laws of 1874 are just being published and
 I had intended forwarding you a copy
 supposing that copies of the laws of 1870 & 72
 had been sent you, but as they have not
 I have had laws of 1870, 72 & 74 bound in
 one volume for the use of the library of
 your Department and have forwarded
 the same to your address by this mail
 you will please acknowledge receipt
 We have one volume of Colorado Reports (by
 Judge Hallitt) published and if they have
 not been sent you already I will take
 pleasure in forwarding you a copy
 I am very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 19th 1874

Hon Jerome B. Chaffee, M.C.
Washington D.C.

My Dear Sir

At the request of the Managers of the Penitentiary of this Territory I have the honor to transmit herewith a Memorial to the Congress of the United States on the subject of an appropriation for the purpose of enlarging the Territorial Penitentiary. I trust I need not urge upon you the very great necessity of the favorable action of Congress in the premises. I have this day forwarded to the Attorney General a similar paper together with letters from Judges Hallett and Belford.

Very respectfully Yr obt servant
 M. H. Jenkins

Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 19th 1874

Hon Geo H Williams
Attorney General U.S.
Washington D.C.

My Dear Sir

At the request of the Board of managers of Penitentiary of this Territory I have the honor to transmit herewith their letters asking for an appropriation by the Congress of the United States for the purpose of enlarging the Territorial Penitentiary. Also letters from Judges Hallett and Belford relative to the same subject. A petition praying Congress for such an appropriation signed by Judge Wells and others has this day been forwarded to our Delegate in Congress. My attention was called to the subject of the enlargement of the Penitentiary.

soon after my arrival in this Territory and I have given the matter same attention I therefore urge the appropriation asked for by the managers. Persons convicted of the crimes punishable by confinement in the Penitentiary are obliged to be kept in the jails of the Territory from three to six months and sometimes longer waiting for room in the Penitentiary.

May I ask that you will give this subject your favorable consideration and lay before the proper Committee of Congress the enclosed papers.

I am very respectfully
your obedient servant
Jno W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 21st 1874

L N Patterson Esq
Asst. Treasur. Co
Colorado

Sir

Around of 16th inst to His Excellency Gov. Saml A. Elbert enclosing certain testimonials in your behalf has been received. No charges are on file in this office against you, on petition asking for your removal. Should any such be filed and the charges are of such a character to justify the executive in considering the matter you will be duly notified before action is taken.

Very respectfully
Jno W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver May 25 1874

Hon James B. Belford
Associate Justice Supreme Court
Central City Colorado

Sir

A petition signed by a number of respectable citizens praying for the pardon of Michael Frost has been presented to me for my consideration. The petition sets forth among other things that he was convicted in the District Court for the County of Gilpin of the crime of burglary and on the 24th day of October 1873 was sentenced to the Territorial Penitentiary for two years. I respectfully refer the matter to you for an opinion as to whether the case is one in which executive clemency should be exercised.

Enclose herewith accompanying papers for your information which please return with your reply.

I am very respectfully
 your obedient servant
 John W Jenkins
 Acting Governor of Colorado

Telegram

Territory of Colorado
Executive Department
Denver May 26th 1874

W. B. Rice
Pueblo Colorado

General

Escape at Penitentiary last night at Canon City. at once to investigate

John W Jenkins
 Acting Governor

Telegram

Executive Office Colorado
Denver May 26th 1874

A Ridd

Warden of Penitentiary
Canon City

Send me full names
 of all escaped prisoners and other particulars
 Jno W Jenkins
 Acting Governor

Telegram

Executive Office
Colorado Territory
Denver May 26th 1874

Joseph T Boyd
Manager Penitentiary
Golden Colorado

General, Escape from
 Penitentiary last night. meet at Canon City
 at once to investigate

John W Jenkins
 Acting Governor

Telegram

Executive Department
Colorado Territory
Denver May 26th 1874

Amos Ridd

Warden Penitentiary
Canon City Colorado

I will offer
 a reward of five hundred dollars send
 me full particulars

Jno W Jenkins
 Acting Governor

Telegram

Executive Department
Colorado Territory
Denver May 26th 1874

Genl F. Eaton
Manager Penitentiary
Greely Colorado

General escape from Peni-
 tentiary last night met at Canon City at once
 to investigate

Wm W. Jenkins
 Acting Governor

Territory of Colorado
Executive Department
Denver June 1st 1874

A. R. Thompson Esq
San Juan City
Colorado

Sir

In compliance with
 the request of yourself and others I have
 this day appointed and commissioned as
 follows viz.
 Harry Franklin to be assessor of Hinsdale County
 Francis H. Danforth to be Treasurer of Hinsdale County
 Edward Wood to be Coroner of Hinsdale County
 William McInee to be Surveyor of Hinsdale County
 And herewith transmit their several commissions
 to you

I am Sir

Very respectfully

Your obedient servant

Wm W. Jenkins

Acting Governor of Colorado

Territory of Colorado
Executive Department

Hon. Samuel E. Jones
Probate Judge of
La Plata County
Colorado Territory

Sir

You are hereby notified that for good and sufficient reasons unto me appearing by authority vested in me by law I have this day removed from office Wm H Morgan as Clerk and Recorder of the County of La Plata. John L. Ufford has been duly appointed and commissioned to fill said office and to discharge the duties thereof until his successor is duly elected and qualified according to law, unless sooner removed by the Governor for cause.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed.

Done at Denver this second day of June A.D. 1874

Wm H Jenkins
Atty Genl
of Colorado

Territory of Colorado
Executive Department
Denver June 2nd 1874

John L. Ufford Esq
La Plata County
Colorado

Sir

I herewith inclose your commission as Clerk and Recorder for La Plata County. Also a Notification of your appointment to the Hon Samuel E. Jones Judge of Probate Court for said County.

I am very respectfully
 Jno H Jenkins
 Acting Governor of Colorado

Telegram

Executive Department
Colorado Penitentiary
 Denver June 5th 1874

J. R. Hoag
 Pueblo
Tex

James M. Sweeney was appointed Sheriff of Hinsdale County April 4th 1874
 Jno H Jenkins
 Acting Governor of Colorado

Penitentiary of Colorado
Executive Department
 Denver June 4th 1874

Alfred Richmond & Co
Pueblo, Colorado

Gentlemen

Your favor of 2nd inst directed to His Excellency Governor Elbert enclosing petition for the pardon of Frank Forrest has been received.

It will be necessary before action is had upon the petition submitted to forward to this Department a certified copy of the record of the case from the Court wherein the case was tried.

I am very respectfully
 Jno H Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 8th 1874

Hon. G. S. Hannington
Acting Supt Census
Washington D.C.

Sir

In compliance with your request of May 30th, I herewith transmit copies of the reports of Treasurer and Auditor of this Territory for the last fiscal year.

I am Sir very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Gov of Colorado

Territory of Colorado
Executive Department
Denver June 10th 1874

Dear Sir:

Your favor of the 1st inst came to hand a few days ago and I immediately wrote to the officers of all our narrow gauge Rail Ways for such information on the subject of narrow gauge roads as they might feel free to give. At this date I only have answers from two. The President of the D & M P R R informs me that they have no published report of their road. The President of the D & R G Railway Company sends me a very interesting report which I forward to you. He also promises additional information on the subject of narrow gauge roads which I will take pleasure in forwarding to you as soon as I can get it from the various R R Officials which I have addressed on the subject.

To His Excellency
 Jno L Pennington
 Governor of Dakota

I am very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor of Colorado

Executive Department
Colorado Territory

To All to whom it may Concern:

Be it known: That whereas Joseph O Boyd and B H Eaton Constituting a majority of the Board of Managers of the Penitentiary of Colorado Territory at Canon City did by their report in writing to the Acting Executive of the Territory of Colorado dated May 30th 1874 recommend the removal of Aaron Rudd Warden of said Penitentiary and whereas the said Board of Managers have set forth in writing the cause of complaint against said Warden as required by law and also furnished the Governor of the Territory a copy of the Testimony taken by said Managers at the time of the investigation into the affairs and management of said Penitentiary

Now therefore I John W Jenkins Acting Governor of the Territory of Colorado having duly considered the report of the said Board of Managers together with the evidence submitted with said report as well also the statement submitted by the said Aaron Rudd Warden: do sustain and approve the report of the said Board of Managers and do by virtue of authority vested in me by law remove the said Aaron Rudd from the Office of Warden of the Penitentiary of the Territory of Colorado and have this day appointed and commissioned according to law David Prosser of the City of Denver Colorado Territory his successor in office who is hereby required to enter upon and discharge all of the duties of the said Office of Warden until the next ensuing session of the Legislative Assembly of Colorado Territory

Given Testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed
 Done at the City of Denver this Eleventh day of June A D 1874

John W Jenkins
 Acting Governor of Colorado Territory

Territory of Colorado
Executive Department
Denver June 11th 1874

Thos Tobson Esq
New Iberia
Louisiana

Sir

Your favor of the 11th inst. asking for general information in regard to Colorado has been received.

I transmit you by to days mail one copy of the Report of Board of Immigration one copy of the Resources of Colorado which I think will contain all needed information.

I am very respectfully
 Jno W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 12th 1874

Hon Jno L Charles
Penitential Auditor ad interim

Sir

I have the honor to transmit herewith a duplicate copy of an Executive Order issued yesterday.

I am very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor

Territory of Colorado
Executive Department
Denver June 12th 1874

David Prosser Esq
Denver Colorado

Sir:

I have the honor to transmit herewith your commission as warden of the Penitentiary at Canon City Colorado.

Territory and to request that you will accept the
and give the required bond and qualify and enter
upon the discharge of your duties with as little
delay as possible

I am very respectfully
Yours
J. M. Jenkins

Acting Governor

Territory of Colorado
Executive Department

Denver June 12th 1874

To the Honorable
Board of Managers
of the Territorial Penitentiary

Gentlemen:

I have the honor to
inform you that after a careful examination
of your report on the affairs and management
of the Penitentiary together with the evidence submi-
tted and also the statement of Mr. Rudd I have
felt it my duty to issue the inclosed Executive
order

I am gentlemen very respectfully
Yours

Under Order to
Jas. A. Boyd Esq

J. M. Jenkins
Acting Governor

Territory of Colorado
Executive Department

Denver June 13th 1874

Hon James B. Siner M.C.
Washington D.C.

Dear Sir

Judge Russell of
Del Norte having appeared to you in his commu-
nication on the subject of the appointment of
Robert C. Brown as Registrar of the New Office
now to be established at Del Norte in this
Territory. I take the liberty of transmitting the
same to you with the request that you will

file it in the General Land Office at Washington
 with such recommendation as you may deem proper
 I have the honor to be very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 15 1874

Hon. S. Delano
Secretary of the Interior
Washington D.C.

Sir:

I have the honor to acknowledge that your Circular letter of May 28th advising this office that you had mailed Volume 17 of Wallace's Reports, was received June 3rd but up to this date the Volume of Reports had not come to hand

I am very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor of Colorado

Telegram

Territory of Colorado
Executive Department
Denver June 16 1874

Hon. S. W. H. Mayors
H. J. Lathard
Chman Com Immigration

Gentlemen

Many thanks
 for your invitation to the banquet Thursday
 evening. Unquiet public business will prevent
 my meeting with your citizens and our Southern
 friends
 John W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 18th 1874

✓
Asa R. Add Esq
Canon City Colorado

Sir

Ward Cramer having been appointed and commissioned Warden of the Penitentiary. You are hereby requested to turn over to him the Keys and prisoners of said institution together with all the prop- erty belonging to the Territory of Colorado in and about the said Penitentiary including the books papers &c

In testimony whereof I have hereunto set my hand and caused the Seal of the Territory to be affixed this 18th day of June A D 1874

John W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 19th 1874

His Excellency
John L. Pennington
Governor of Dakota

Sir

As a further reply to your favor of the 1st inst I transmit you the enclosed pamphlet on "Narrow Gauge Railways" which will contain additional information

I am very respectfully
 your obedient servant
 John W Jenkins
 Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 22nd 1874

Dear Governor

The Citizens of this place have no artillery with which to celebrate the 4th of July. I have the honor therefore to request your Excellency to loan us a Cannon for that occasion.

If you cannot let us have one belonging to your Territory will you be kind enough to see the Commanding Officer at the Fort and get one from him and ship it to me. I will pay all expenses and see that it is returned in good order.

Very respectfully

Your obedient servant

John W Jenkins

In His Excellency Acting Governor of Colorado
 John A Campbell
 Governor of Wyoming
 Territory

Territory of Colorado
Executive Department
Denver June 27th 1874

David Prosser Esq
Warden Penitentiary
Canon City Colorado

Sir

Yours of 25th instar have in reply I have to say you will examine all bills and if correct certify same to Auditor and he will send you Warrant on Treasurer for amount.

Very respectfully
 John W Jenkins
 Acting Governor

Territory of Colorado
Executive Department
Denver June 27th 1874

Hon W. J. Banker

Mayor of Denver

Dear Sir

Having obtained from the Commanding officer at Fort Russell Wyoming a piece of Artillery it is my purpose to cause one hundred guns to be fired on the 4th of June on behalf of Colorado as a salute in honor of American Independence.

I have the honor to request that you designate some point in or near the City where the gun may be planted for the purpose indicated which will meet the approval of the City Government over which you have the honor to preside.

I am very respectfully

Your obedient servant

John W Jenkins

Acting Governor of Colorado

Executive Department

Territory of Colorado

To all unto whom these presents shall come greeting.
 Be it known that I John W Jenkins Acting Governor of the Territory of Colorado by virtue of the authority vested in me as the Acting Executive aforesaid for good and sufficient reasons to me appearing have this day removed William C Thomas from the office of Adjutant General of the Territory of Colorado and by these presents do revoke and annul his Commission as such Adjutant General. The appointment of a proper person to fill the vacancy hereby created will be made the subject of a future Executive order.

In Testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed.
 Done at Denver this 30th day of June A.D. 1874.

John W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 30th 1874

Hon L. C. Charles
Territorial Auditor

Sir:

For your information
 and guidance I herewith transmit your
 Executive order this day issued

Very respectfully
 your obedient servant
John W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver June 30th 1874

W. B. Thomas
Adjutant General
of Colorado

Sir:

Herewith I transmit Ex
 ecutive order this day issued

Very respectfully
 your obedient servant
John W Jenkins
Acting Governor of Colorado

Territory of Colorado
Executive Department
Denver July 1st 1874

A Rudd Esq
Canon City Colorado

Sir

Your favor of 28th ult is recd and in reply I beg to assure you that everything will be done toward liberally rewarding and paying the man who assisted in the capture of the Quicks latets escaped convict with justice to the Territory. In regard to your removal I have only to say that I acted upon the recommendation of the Board of Managers. I have as I could have no personal feeling in the matter whatever. It was a step which I regretted deeply to take but under the circumstances could not see how I could justify myself before the Community if I refused to take action after the managers had reported.

I am pleased to know that you think so well of Mr. Prosser who succeeds you.

With assurances of the most
Kindly feelings

I am very truly yours

John H. Jenkins

Acting Governor

Territory of Colorado
Executive Department
Denver July 3rd 1874

Dear General

The inclosed communication having been presented to me for my consideration I respectfully refer the matter to you with the request that you take such action upon it as you may deem proper.

I am very respectfully

Your obedient servant

John H. Jenkins

Acting Governor of Colorado

Chas. M. Dudley

Major 3^d Cavalry

Det 10th U S A

Comdg Post

Territory of Colorado
Executive Department
Denver July 7th 1874

Hon Saul H Elbert
Denver Colo

Dear Sir

I have the honor to acknowledge the receipt of the application of Henry Brooks of Baltimore Md for the appointment of Commissioner of Weeds for the Territory of Colorado resident in the City of Baltimore Md. With enclosure (Money order #5) the Commission has this day been forwarded to Mr Brooks.

I am very respectfully
 your obedient servant
 Jno W Jenkins
 Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 7th 1874

Geo M Thompson

Sheriff of
Las Animas County
Colorado

Have telegraphed to Fort Lyon for troops will advise you of result during the day

Jno W Jenkins
 Acting Governor

Telegram

To The Commanding
Officer at Fort Lyon
Colorado

Territory of Colorado
Executive Department
Denver

At Fort Lyon

I have just recd the following dispatch.
 "We appeal to you for troops to drive

the Indians out of our settlement - Since Sunday morning they have killed five men and taken one woman prisoner & stolen four hundred horses and this is the third invasion. Can you aid us or have we to suffer. they have this morning three families can rally that we have not force enough to deliver"

Signed

W G Rifeburg
Geo M Thompson Sheriff

Dr Owens

D. L. Taylor

A S M Williams

Can you send troops immediately to relieve these people

Mo W Jenkins
Acting Governor

Telegram

Territory of Colorado

Executive Department

Denver July 7 1874

Genl J J Reynolds

Commanding Fort D A Russell

Cheyenne W.T.

Sir

I am this morning in receipt of the following dispatch a copy of which I have sent to Genl Pope and also to Commanding officer at Ft Lyon

Mo W Jenkins

Acting Governor

Dispatch

To Acting Governor of

Colorado

Sir

"We appeal to you for troops to drive the Indians out from our settlement Since Sunday morning they have killed five men & taken one woman prisoner and stolen four hundred horses & this is the third invasion

Can you aid us or have we to suffer we
think you will take some step to aid as
they have this morning three families com-
alled that we have not force enough to do so
(Signed)

Gen M Thompson
Sheriff

W. G. Rifenburg

Dr Owens

D. L. Taylor

A. S. McWilliams

Telegram

Territory of Colorado

Executive Department

Denver July 7th 1874

Gen M Thompson

Sheriff

Las Animas Co

Colorado

Gather information as
what tribe of Indians and all information
useful to the Government, use telegraph
and give me full particulars by mail

Jno W Jenkins

Acting Governor

Telegram

Territory of Colorado

Executive Department

Denver July 7 1874

Jno C Fitman

Trinidad, Colorado

Have been informed
of murders and other depredations by Indians
on your settlement, do you confirm the
report answer at once

Jno W Jenkins
Acting Governor

Territory of Colorado
Executive Department
Denver July 7th 1874

Maj Jas B Thompson
Indian Agent
Denver Colorado

Sir

I am this morning
 in receipt of the following telegram
 Trinidad Cal

Recd at Denver July 7th 10⁴⁰ A.M. July 7th 1874

To Acting Governor of Colorado

Sir: We appeal to you for troops to drive
 the Indians out of our settlement since Sun-
 day morning they have killed five men and
 taken one woman prisoner and stolen
 four hundred horses & this is the third
 invasion can you aid us or have we to say
 for we think you will take some steps
 to aid us they have this morning three
 families corralled that we have not force
 enough to deliver answer immediately

Signed Geo M Thompson
 Sheriff

W. G. Rifeburg

Dr Owens

D. S. Taylor

A. S. M. Williams

I am Sir very respectfully
 Geo H Denton
 Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 7 1874

Genl J. J. Reynolds
Commanding Ft & A Russell
Cheyenne W.T.

Dispatch from Trinidad
 informs me that Cheyenne Kiowa & Arapahos

on dry Cimarron and near Trinchera.
 "May Genl Pope Telegraphs me." There is no doubt
 that numerous war parties of Cheyennes Kiowas
 Comanches are trying to raid all along
 the frontier from Lower Arkansas round to
 Cimarron City New Mexico.

Wm H Denkins
 Acting Governor
 (Gov rate)

Territory of Colorado
Executive Department
Denver July 7th 1874

Gen M Thompson

Sheriff

Las Animas Co

Colorado

"May General Pope Tele
 graphs me" that Commanding officer at
 Ft Lyon has two Companies of Cavalry
 between Lyon and Raton, one Company
 of Cavalry marched yesterday from Fort
 for the Purgatory below Trinidad, two Com
 panies of Cavalry moving Eastward from
 Ft Union to South Point of Raton" every
 thing possible will be done to protect the
 settlers

(Gov rate)

Wm H Denkins
 Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 7th 1874

Commanding Officer
 Fort Lyon Colorado

"May Genl Pope Express
 the opinion" that there is no doubt numerous
 bands of Cheyennes Kiowas & Comanches
 are trying to raid all along the frontier
 from Lower Arkansas round to Cimarron

New Mexico" This is confirmed by a second dispatch from Sheriff Thompson, in reply to an inquiry as to what Indians they were he says "They are Cheyennes, Arapahoes and Comanches - if troops sent South from Ft Lyon they will crop the trail and can follow them as they have large bands of stolen horses and mules. Messenger not heard from since morning will give further particulars by letter (Signed) Gen W Thompson Sheriff

Please advise me what is being done and what if any aid the Territorial Government can render

Geo W Jenkins
Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 8th 1874

C. H. Smith

Col 19th Infy

Quidg Post

Ft Lyon

The following dispatch has just been received

"There is no more men killed the Indians are in large numbers supposed to be about five hundred close on line of our country if they come in our country have the right to possess horses and rifles for protection of our people.

(Signed)

Gen W Thompson
Sheriff

Which is respectfully forwarded to you for your information

(Gov rate)

Geo W Jenkins
Acting Governor

(Telegram)

Territory of Colorado

Executive Department

Denver July 8th 1874

C. H. Smith

Col 19th Infy

Crowd Park

Fort Lyon Colorado

I am this moment in receipt of the following dispatch "Col Woods Agent A. T. & S. F. R. R. just arrived here bringing reliable news of six men being killed and scalped on dry Cimarron which in former assisted in burying before starting & also three distressed families which have been hid in brush for four days and the Indians show no disposition to yield till the last scalp is taken. Also three men are killed and scalped at Emerys Rauche they are still fighting and whites are very short of ammunition they crave help from any quarter it may come - please inform us when we can rely upon immediate assistance
Signed, Gen. W. Thompson

Sheriff

When can I say troops will reach them

Yours truly

Gen. W. Jenkins

Acting Governor

(Telegram)

Territory of Colorado

Executive Department

Denver July 8th 1874

John C. Fitman

Trinidad Colorado

Have you arms enough to Equip a Company if authorized. it would take several days to send them from here. U. S. Troops are marching to your relief with all possible speed should reach there to day. I am in full communication with Military Authorities and everything is being

done possible to protect the people. Keep me ad
vised

Gov rate,

Geo W Jenkins
Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 8th 1874

Geo M Thompson

Sheriff

Las Animas Co

Minidab Co

Am in constant communication with
military authorities who are pushing troops
forward to your relief as rapidly as possible
do all in your power to aid in the protection
of life and property. Keep me fully advised

Geo W Jenkins

Gov rate

Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 8th 1874

Geo M Thompson

Sheriff

Las Animas Co

Colorado

Organize citizens now
under arms according to Military law (see
Article three section three Revised Statutes
page four hundred and fifty nine)

Geo W Jenkins

Gov rate,

Acting Governor

Telegram

Territory of Colorado
Executive Department
Denver July 8th 1874

C. H. Smith

Col 19th Infy
Cañada Fork
Fort Lyon
Colorado

I am in receipt of the following dispatch from a gentleman in Trinidad whose reliability I can vouch for "Have seen a reliable man from scene of Indian trouble, says Indians are making for Indian Territory and several hundred and well mounted ask General Pope to intercept them from Cañada supply and Texas border are young braves and have a dozen white scalps our men are assembling about fifteen miles from here."

Signed John L. Pitman

I have not communicated the subject of this dispatch to General Pope if you think it important please do so.

Yours truly
 Geo. W. Jenkins
 Acting Governor

Territory of Colorado
Executive Department
Denver July 9th 1874

Hon Samuel H. Elbert
Denver Colorado

Sir,

I have the honor to acknowledge the receipt of your communication of this date which you sign as "Governor of Colorado". I herewith return the same - Having been officially notified by the Honorable Columbus Delano Secretary of the Interior that Governor McKook qualified on the 26th ultimo. I do not therefore recognize you as the Governor of this Territory. Without entering into a legal discussion of the exact date when your functions as Governor of Colorado did cease. Respectfully

call your attention to Section 2 of the organic act
 first clause which reads as follows
 "That the Executive power and Authority in"
 "and over said Territory shall be vested"
 "in a Governor who shall hold his office"
 "four years and until his successor shall"
 "be appointed and qualified unless sooner re"
 "moved by the President of the United States"
 And also to Section 3 of said act last
 clause as follows "And in case of the"
 "death removal or resignation or other necessary"
 "absence of the Governor from the Territory the"
 "Secretary shall have and is hereby authorized"
 "and required to execute and perform all the"
 "powers and duties of the Governor during"
 "such vacancy or necessary absence, or until"
 "another Governor shall be duly appointed"
 "to fill such vacancy"

I shall therefore con-
 tinue to discharge the duties of the Executive
 until the arrival of Governor McCook
 or his successor

I am sir

with sentiments of high regard

yours very respectfully

Jno W Deakins

Acting Governor of Colorado

Telegram

Territory of Colorado
Executive Department
Denver July 11th 1874

Wm S. Jackson

Colorado Springs

Colorado

Your letter of yesterday
 is recd. Had interview with Wm Borch - Have
 no report of Indians except those raiding
 on borders of New Mexico near Trinidad.
 Think the report you hear is unfounded.
 Will investigate the matter. Am obliged
 to you for offer of Co. operation. I will

do everything in my power and you may
rely on being fully advised

(For Rate Chg)

Wm. H. Jenkins

Acting Governor

Territory of Colorado
Executive Department
Denver July 24th 1874

Friday July 24th A.D. 1874, Edward
M. M. Cook Governor of the Territory
of Colorado arrived, and presenting his
Commission, entered upon the discharge of
the duties of his office.

recd